



May 11, 2006 -- Draft Agenda

- 7:00 pm Call to order, adopt agenda and approve previous meeting's minutes
Community Comments *(2 minutes each)*
- 7:15 Commissioner's Single Member District reports *(2 minutes each)*
- 7:30 **Officer Reports:**
1. Chair *(2 minutes)*
 2. Vice-Chair *(2 minutes)*
 3. Secretary *(2 minutes)*
 4. Treasurer *(3 minutes)*
 - A. Approve monthly treasurer's report and previous month's disbursements.
 - B. Approve quarterly report.
 - C. Approve monthly photocopying expenses.
- 7:45 **Standing Committee Reports:**
1. Alcohol Beverage Licensing *(2 minutes)*
 - A. Accept Committee Report.
 2. Economic Development and Zoning *(10 minutes)*
 - A. 1215, 1216 and 1217 Wylie Street, NE. Recommend: Send letter to Home Again endorsing development conditions.
 - B. 1113-1117 H Street, NE. Recommend: Send letter to RLA Revitalization Corporation to revise draft RFP to include information on: Zoning Overlay, Strategic Plan, and Design Guidelines.
 - C. Accept Committee Report.
 3. Community Outreach *(2 minutes)*
 - A. Approve additional funds for Commission Flyer.
 4. Public Safety *(10 minutes)*
 - A. H Street NE Safety. Recommend: (1) Send letter to MPD for H Street NE safety plan, (2) Request joint letter with ANC 6C, (3) Request joint letter with Linden Neighborhood Association.
 - B. Maury Elementary. Recommend: Send response letter to DCPS Superintendent.
 - C. Membership.
 - D. Accept Committee Report.
 5. Schools Committee *(5 minutes)*
 - A. Ludlow-Taylor. Recommend: Send letter to DCPS Superintendent regarding potential merger of Hamilton students, at Ludlow-Taylor.
 - B. School Needs Survey. Recommend: Conduct initial survey at two local public schools within the boundaries of our ANC.
 - C. Membership.
 - D. Accept Committee Report.
 6. Transportation Committee *(15 minutes)*
 - A. H Street NE Streetscape Project. Recommend: Send letter to DDOT directing the use of London pavers instead of concrete aggregate for the sidewalk.
 - B. RFK Zone Buffer Area. Recommend: Adopt DDOT recommendation.
 - C. Membership.
 - D. Accept Committee Report.
- 8:35 **Unfinished Business**
1. None
- 8:36 **New Business**
1. Reconsideration of ANC 6A's Board of Zoning Adjustment appeal of the restaurant certificate of occupancy issued by the Department of Consumer and Regulatory Affairs to Birdland (Marshall).
- 8:52 Community comments – Round 2 (if time permits)
- 9:00 Adjourn

Note: Time limits in parentheses are for planning purposes only, to help ensure we finish in two hours.



District of Columbia Government
Advisory Neighborhood Commission 6A
Box 75115
Washington, DC 20013



DRAFT MINUTES OF ANC 6A
April 13, 2006
Miner Elementary School, 601 15th St. NE

COMMISSIONERS PRESENT

6A01: Raphael Marshall
6A02: Joe Fengler, Chair
6A03: Cody Rice
6A04: Nick Alberti, Treasurer
6A05: Mary Beatty
6A06: Marc Borbely, Secretary
6A07: Gladys Mack (joined the meeting mid-way)
6A08: Mfon Ibangha, Vice-Chair

CALL TO ORDER & ADOPTION OF AGENDA AND MINUTES

The meeting was called to order at 7:05 p.m. Seven items were added to the agenda: juvenile activity at 18th and D (Beatty); a resignation on the schools committee (Borbely); a letter to DDOT regarding update on the H Street Streetscape initiative (Fengler); concrete versus aggregate on H Street (Fengler); a resignation on the ABL committee (Beatty); a Wylie Street petition on the Home Again initiative (Marshall); a correction to the January minutes (Rice). **The agenda as amended was adopted without objection. The March minutes were approved without objection.**

COMMUNITY COMMENTS

Clifton Humphries, the owner and operator of the H Street Martini Lounge, said a Washington Post reporter had taken his comments out of context, in a recent article on H Street ("Whose H Street Is It Anyway?"). He said his lounge is for everyone.

Marie Johns, candidate for mayor with headquarters at 1405 H Street, said she had read the Post article and had attended a meeting on race and class in the neighborhood called by Commissioner Borbely last Saturday. She said it's very important that our neighborhood's diversity is expressed across the board. We are at an exciting time, but we need to keep our eyes turned toward economic diversity, for a rich mix of retail options. She said rules have to be followed, but she asked the ANC to make sure there is room for all local businesses.

Will Cobb, a candidate for Ward 6 City Council, encouraged everyone to attend an upcoming Council candidates forum at Hine Junior High School.

Bernard Gibson, one of the owners of Cluck-U Chicken, said he was born and raised in the area and is glad to be part of the community. He said he would like to stay in the area.

Anwar Saleem, chairman of H Street Main Street, said H Street has always been open to everyone. We all have to work together, to make it work for everyone.

Rick Uzes, a member of the Rosedale Citizens Alliance, said he and others were starting to work to bring a new recreation center to Rosedale. The current one is old and in disrepair.

Paulette Jones-Imany, director of the Academy for Ideal Education, at 15th and G, said she has



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serious concerns about the safety of her students, in the neighborhood. There has been a series of robberies of students after school. She announced an upcoming Unity in the Community celebration on Earth Day, and a Youth Violence town meeting at Lincoln Park United Methodist Church, on May 3.

Vanessa Ruffin, a Wylie Street resident, said she wants us to come together as a community. She has been evaluating the Home Again Initiative. It has not been performing well.

COMMUNITY PRESENTATION

Claudia Milloy, with the Center for Science in the Public Interest, introduced the Menu Education and Labeling Act, which would require fast food and chain restaurants to provide nutritional information. She said this would benefit people watching their weight and people with diabetes. **On Mr. Fengler's motion and without objection, Ms. Milloy's request for the ANC's endorsement of the bill was referred to the Schools & Libraries Committee.**

SINGLE-MEMBER DISTRICT REPORTS

Ms. Beatty said she hopes the Lovejoy project will be moving forward within the next month. According to DCRA, construction was to have begun in mid-March. She announced a meeting on Options and Sasha Bruce public charter schools on May 19. She said that at last night's PSA 103 meeting, police officers had reminded people to be especially cautious during baseball season, because robberies and thefts from car will increase.

Mr. Alberti announced a ceremony to commemorate DC Emancipation Day at Lincoln Park, the coming Saturday at Lincoln Park. At the corner of 15th, Constitution and North Carolina, tree planting is now complete, and the area has been transformed into a very attractive city park. Along the unit block and the 200 block of 15th street, there has been an increase in illegal activity, with the warm weather. Some of the culprits from long ago have returned. He asked people with concerns or information to contact him.

Mr. Fengler said he had spoken with Bill Crews about 1124 E St. NE about six nonconforming units. He is in the process of trying to work with DCRA to get the building permits revoked. Someone has already moved into the units. According to Bill Crews, the residents are living there illegally. At 810 F St. NE, someone is trying to add a third floor without proper permits and has left all the construction debris in the backyard, attracting rats. Mr. Fengler is working with Bill Crews and the Department of Sanitation to do the cleaning and bill the owner.

Mr. Borbely mentioned the upcoming May 19 Options and Sasha Bruce meeting with the schools' principals, to discuss residents' concerns with students walking to and from the schools. He said there had been a successful dialogue with 19 people, including Mr. Saleem and Ms. Johns, about race and class, at R&B Coffee. He said there had been concern in his district about a person who had been observed going through people's trash early in the morning, but a resident spoke to the man and found out that he was just preparing the trash for the trucks later in the day.

Mr. Rice said his neighbors were continuing to keep an eye on AppleTree Public Charter School. He said residents were glad to see the Zoning Commission taking emergency action to make sure charter schools can't locate as a matter of right in small and inappropriate spaces, and are looking forward to upcoming hearings on the subject.



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Mr. Marshall said he had a very positive SMD meeting. He said a permit for a payphone had been issued for 7th and H, a very bad location. Police refer to that area as “heroin alley.” He is working to revoke the issuance of that permit. In May, he is planning an SMD cleanup. Wylie Street neighbors have a petition for residents to sign, to make sure vacant properties will be redeveloped to meet code. He said some of the streets in his area are in very poor condition, with many potholes; they’ve not been fixed in five or six years. He will be discussing this with Karina Ricks.

OFFICER REPORTS

Treasurer

Mr. Alberti said he has received two inquiries from the DC Auditor; in both instances, he was able to refer to records on the ANC website. He thanked his wife, Elizabeth Nelson, for her work in maintaining the site, and he thanked commissioners for submitting reports for the site.

He presented the March Treasurer Reports. **On Mr. Fengler’s motion and without objection, the reports were accepted and the disbursements outlined were approved.**

Mr. Alberti moved that the ANC approve spending up to \$75 to buy new checks. The motion was approved without objection.

Mr. Alberti presented an accounting of legal expenses for liquor license work. Ms. Beatty said lawyer Doug Fierberg had said he feels he can keep expenditures within the \$20,000, total, that had been approved by the ANC, for his work on the single-sales moratorium.

Mr. Alberti moved to authorize spending of up to \$600 for monthly ANC photocopying expenses and up to \$60 for each SMD representative and each committee. The motion was approved without objection.

COMMITTEE REPORTS

Alcohol Beverage Licensing Committee

Ms. Beatty moved that the ANC send a letter to ABRA requesting that it consider the pros and cons of limiting the geographic range of residents who can sign a protest. The current regulations do not address this issue. The motion was approved without objection.

Ms. Beatty moved to amend the ANC’s standard voluntary agreement by deleting 9c and 9d and changing the language in 7(a) from “must appear” to “make best efforts to appear.” 9c requires an applicant to certify that he does not owe more than \$100 to the District as a result of a fine, penalty or past due tax for more than six months. Ms. Beatty said this provision is in the regulations and is therefore not required in the agreement. 9d says the applicant will participate in a Business Improvement Program if one exists. Ms. Beatty said this provision is unenforceable by ABRA. She said ABRA had recommended that both of these provisions be deleted from the agreement. Mr. Alberti said there is value in having provisions in the agreements even though they are also in the regulations, as doing so reminds all parties what the obligations are. He said he would like to keep 9(c) in the voluntary agreement. Ms. Beatty said the \$100 issue is not only in the regulations but is also in the application, so an owner would definitely be aware of the requirement. **Mr. Alberti moved to amend the recommendation, such that it would retain provision 9c. The motion did not receive a second and failed. Ms. Beatty’s motion as originally presented**



passed 7-0. The ABL Committee report was accepted without objection.

Ms. Beatty said Tolu Tolu had resigned from the ABL Committee. Her resignation was accepted without objection.

Economic Development & Zoning Committee

Mr. Rice presented an application for a variance and special exception at 1116 E. Capitol St. NE, as described in the committee report. **Mr. Rice moved that the ANC send BZA a letter of support for this application. The motion was accepted without objection (7-0).**

Mr. Rice presented a public space permit application for 401 8th St. NE, for an unenclosed sidewalk café at Jacob's Coffee, as described in the committee report. **Mr. Rice moved that the ANC send a letter of support to DDOT for this application, recommending that tables and chairs be removed from public space when the establishment is closed. The motion was accepted without objection (7-0).**

Mr. Rice presented a public space application for Lovejoy Park at 12th and E NE, for the installation of pavers, fencing, bollards, signage and drinking fountains, as described in the committee report. **Mr. Rice moved that the ANC send a letter of support for this application to DDOT. The motion was accepted without objection (7-0).**

[whereupon Ms. Mack entered.]

PROPOSED ZONING TEXT AMENDMENT ON FAST FOOD DEFINITIONS

Mr. Rice presented and moved the committee's recommendation on revising the zoning regulation definitions of fast food and restaurant establishments, on an emergency basis, as described in the committee report. The emergency basis would make the revisions effective immediately, with the public hearing afterwards instead of before.

Mr. Borbely praised the committee recommendation and applauded the committee's intent to clarify the definitions of "fast food" and "restaurant." He said his concern is that the proposed definition not only clarifies but also expands the definition, so that places that are clearly now "restaurants" would, under the proposed definition, clearly be "fast food establishments." He said he supports clarifying but not broadening the definition of fast food. He said there is a tradeoff between community input and supporting development and businesses: no one was suggesting that ALL restaurants submit to a community input process. He said he was sure enough that he wanted a mix on H Street that includes low-cost eating establishments, as long as they provide enough seating, that he was willing to allow them to come as a matter of right, even though it could cause some problems for residents.

Mr. Ibangha raised concerns about the committee's specific recommendation that the definition be revised on an emergency basis. He asked how the current situation qualifies as an emergency. Mr. Rice said the emergency designation would allow the revisions to take effect immediately, and that the committee felt that the existing definition leaves much room for people to disagree about whether an establishment is a fast food restaurant or a restaurant. He said the committee wants clarity on this, as fast as possible, to ensure that new establishments are not left in limbo, with a bad definition. Mr. Ibangha said the ANC handbook defines "emergency" means "an action taken to immediately preserve the public health, peace, safety, welfare or morals." Mr. Rice said the



committee is not recommending that the ANC take emergency action, but rather that the Zoning Commission adopt the text amendment under its emergency procedures, to make it effective immediately. Mr. Ibangha said he has reviewed Title 2 of the zoning regulations, and the zoning definition of “emergency” is the same as the ANC’s.

Mr. Fengler moved to divide the question into two parts: 1) should the proposed text amendment be adopted; and 2) if so, should the ANC request Zoning Commission action on an emergency basis, as the committee had recommended. The motion was accepted 7-0-1, with Mr. Alberti abstaining.

RECOMMENDATION TO REVISE EATING ESTABLISHMENT DEFINITIONS

Mr. Rice said a revised definition was needed because the question of what percentage of floor area is available for different uses can be difficult to determine, especially if DCRA doesn’t provide the plans it is making calculations from. Also, in the existing definition, criteria A and B, pertaining to pre-packaged foods and disposable tableware, can’t be determined until after the establishment has opened. He said the committee’s recommendation focuses on physical features that can be identified before the establishment opens for business. He said the committee was very cognizant of the need to allow low-cost establishments as a matter of right. He said there is an exception for cafeterias and lunch counters.

Mr. Alberti said this would only be a starting point for the Zoning Commission, urging them to look at the definition and collect community input. He said it’s important that the ANC do something. He said Mr. Borbely has asked for more community input on school closings. Ms. Mack has asked for more community input on the siting of group homes. Everyone wants more community input on what happens in the neighborhood. He said community input that does not limit economic development in the neighborhood, is positive.

Mr. Ibangha asked whether the definition would apply retroactively, to include Cluck-U Chicken. Mr. Fengler said no: any Zoning Commission change is always prospective. If the Zoning Commission were to adopt these as written, it would only apply going forward into the future. Mr. Rice agreed.

Community comments: Elizabeth Nelson said with this definition, businesses would have a clearer idea of what is a fast food. Mr. Saleem agrees that the definition needs clarity, but he said he does not believe this is an emergency situation that warrants circumventing the public process that would prevent public input. Dea Varsovcky said this is not about keeping businesses from opening; it’s about requiring public input first. Gail Kelley asked if this change would apply citywide. Mr. Fengler said yes. A resident asked what impact this would have on new businesses. Another resident asked what the emergency is. Victor McKoy said the committee had made its recommendation to clarify to businesses as to what is acceptable to the ANC.

Mr. Rice described the text amendment process. He said that the zoning regulations say that in C2A zones, restaurants can open as a matter of right, but fast food restaurants – establishments that have the potential to have spillover effects on residents -- require special exceptions. The H Street Zoning Overlay has a provision that says that no more than 25 percent of the total frontage of H Street can be fast food restaurants, but since none of the current carryout establishments on H Street have been identified by DCRA as fast food restaurants, at this point we’re not even close to 25 percent.

Mr. Borbely said that this is not a ban, but it will reduce the number of these types of



establishments, because business owners will try to avoid opening types of businesses that will require risk and delay. He said the committee has done excellent work looking at other jurisdictions but asked whether the ANC could wait one more month to engage in further conversation. Have we gotten input from restaurant associations? This recommendation would require that if you buy from a counter first, you're automatically a fast food – but it exempts coffee shops. Why? This provides one vision of what a restaurant is; but he said he's not convinced that to be a restaurant, you have to sit at a table and be served – that the ANC wants to exclude, and not permit as a matter of right, places where you order and then sit down to eat. He said there IS a ban on fast food restaurants in locations less than 25 feet from a residential district, without an alley in between, applying on the 1100 block of H for example -- so expanding the definition of fast food means certain establishments then could not open in certain areas. He said he would like more time to consider this.

Ms. Mack said this discussion has only come up because of Cluck-U Chicken in particular. We've been dancing around it for the longest time.

Mr. Fengler said the committee recommendation allows DCRA to review plans and make decisions before an investor spends one dollar. He said if a fast food would not be permitted, because it's within 25 feet of a residential district, they would just have to apply for a variance, which just like a special exception requires community input and allows residents a chance to raise concerns about trash – and the BZA could affix certain criteria to the certificate of occupancy, similar to what happens with liquor licenses. Residents deserve protection. Businesses deserve stability. He said he supports the text amendment as presented.

Mr. Borbely moved to table the motion. He said he hoped the ANC could come up with a recommendation that had broader support. He said this is the first time the committee has come up with a concrete proposal, that the community can now respond to and see if there's any way to improve it. If not, then it will have his full support. His said his only question is are there ways to clarify the definition while allowing a greater mix of operational models within the "restaurant" definition. Ms. Beatty said this has been discussed for 60 days already; she said she opposed the motion to table. Mr. Rice said the businesses on H Street need clarity as soon as possible. He encouraged Mr. Borbely to offer amendments now, instead of perpetually putting this off. Mr. Ibangha said over the past two weeks, the community has been heavily focused on Cluck-U Chicken and has not had a chance to adequately focus on this definition. He said he didn't look at it because he was consumed by all the discussion about Cluck-U Chicken. He suggested that the ANC table the motion. Mr. Alberti said it's important to provide stability as soon as possible; he said he would be willing to devote most of the rest of the meeting to this and is open to any particular changes to the definition. **Without objection, Mr. Borbely withdrew the motion to table, to see how far the ANC could get in the next 15 minutes.**

Mr. Borbely moved to strike sections (b)(1) and (b)(5), so that establishments where customers order food from a counter or pay before eating aren't automatically fast food. Mr. Rice moved to divide the question into two parts; the motion was approved without objection.

Regarding (b)(1), Mr. Rice said that service counters are the signature of what you think of, when you think of fast food. Taking this out would gut the definition of fast food. Mr. Fengler said taking out (b)(1) would leave a definition that DCRA couldn't enforce prior to the establishment's opening. Mr. Alberti said when he goes into a place and sees a counter with no fixed seating, his assumption is that carryout is not subordinate to on-site consumption. He said the counter requirement is



critical. Mr. Borbely said he could support keeping in the counter requirement if the definition said two or more of these attributes make you a fast food, instead of the current “any one or more of the following characteristics.” The motion to strike (b)(1) failed 2-6, with Mr. Borbely and Mr. Ibangha voting in support.

Regarding (b)(5), Mr. Rice said he felt this provision, which says that an establishment that requires payment prior to consumption of food or beverages, could be struck because it’s a non-physical characteristic that you can only tell once the establishment is operating. Mr. Fengler said he wanted to defeat the motion and then combine (b)(1) and (b)(5). **Mr. Alberti moved to combine (b)(1) and (b)(5), with an “and” in between. He thought about the proposed wording and withdrew the motion. The motion to delete (b)(5) passed 5-1-1, with Mr. Fengler voting against and Mr. Alberti abstaining.**

Mr. Rice moved to strike (b)(2), which says an establishment is a fast food place if it offers food or beverages on one or more printed signs, placards, posters, or boards that are permanently affixed in conspicuous places in the building. He said this provision could generate confusion with the exception for lunch counters, which often have menu boards affixed behind the lunch counter. Mr. Alberti said lunch counters do also offer menus. He said he liked the provision. **Mr. Alberti moved that rather than striking the provision, the provision be amended to read “It presents its menu solely on one or more printed signs...”. Mr. Alberti’s motion was accepted without amendment. The original motion to delete the provision failed 2-5-1, with Mr. Ibangha and Mr. Borbely voting in support.**

Mr. Borbely moved to strike (b)(3), which says an establishment is a fast food place if it provides one or more trash receptacles within the building for customers to deposit the disposable packaging in which the establishment provides its food or beverages. He said having a garbage can on the premises would indicate on-site consumption. Mr. Rice said disposable receptacles and self-busing are characteristics you wouldn’t see in a normal sit-down restaurant. **The motion failed 2-6, with Mr. Borbely and Mr. Ibangha voting in support.**

Mr. Borbely moved to amend the language such that an establishment would be a fast food restaurant if it meets two or more of the characteristics, instead of one or more. The motion failed to receive a second.

The committee’s recommendation, as amended, passed 6-2, with Mr. Borbely and Mr. Ibangha voting against.

RECOMMENDATION TO ASK ZONING COMMISSION TO ACT ON AN EMERGENCY BASIS

Mr. Marshall said the circumstances do not qualify as an “emergency,” according to the definition that Mr. Ibangha presented. Mr. Ibangha re-read the definition. He said there is nothing here that would make the circumstances qualify as an emergency. Mr. Rice said the uncertainty does seem to be provoking a real threat to our public peace and ability to live together as neighbors, and we should push for a resolution on this as quickly as possible. Mr. Marshall questioned how this was threatening our public safety and peace of mind. Mr. Rice said the debate at the last ANC meeting, for example, had been heated. Mr. Marshall said there had been other heated debates, including on liquor licensing and on AppleTree, that the ANC didn’t say created an emergency. Mr. Rice said the Zoning Commission did adopt public charter school regulations on an emergency basis. Mr. Alberti said this really does affect the welfare of the community. By delaying and leaving uncertainty, this affects the welfare of the community. Mr. Borbely said “emergency” would mean fewer comments



from the public; this kind of recommendation has serious ramifications, citywide. The definition has been unchanged for decades; a few months longer will be okay. He said he didn't support doing this so quickly that it avoids public comment. Mr. Ibangha asked whether Mr. Rice had the form that requires the applicant to state the nature of the emergency. Mr. Rice said no. Mr. Alberti said the Zoning Commission does not take emergency legislation lightly: the Commission will scrutinize the ANC's reasoning for requesting the emergency, so there are checks and balances in the system.

The motion to ask the Zoning Commission to act on an emergency basis failed 3-4-1, with Mr. Rice, Mr. Fengler and Mr. Alberti voting in support, and Ms. Beatty abstaining.

The committee's report was accepted without objection.

Community Outreach Committee

The committee's report was accepted without objection. Ms. Nelson said Monday's meeting will be canceled.

Public Safety Committee

The committee's report was accepted without objection.

Schools & Libraries Committee

Mr. Borbely moved that the ANC conduct a survey of school administrators and staff to determine what services neighbor-volunteers could provide, and authorize the spending of \$50 for copying costs. Mr. Alberti applauded the committee's intent to supply schools with volunteers, but is hesitant to take time from teachers' demanding schedules until the ANC is confident that it can effectively use whatever data is collected. He said he would like to see a more detailed proposal addressing distribution of the survey, and recruitment and placement of volunteers. **Mr. Alberti moved to refer the item back to the Schools & Libraries Committee, with comments from the Commissioners, for further development.** Mr. Rice asked if this would also apply to public charter schools in our area. Mr. Fengler ruled that question as being out of order. Mr. Ibangha said the committee had developed the survey in consultation with Miner's principal. Mr. Alberti suggested conducting the survey first at one or two schools. He said coordinating volunteers at even one school is very demanding. Ms. Mack said she thought there should be guidelines for participation, as there are many pedophiles in the community. Ms. Beatty agreed with this. Mr. Ibangha pointed out that, as described in the committee report, a committee member had spoken with the DCPS Volunteer Coordinator and reported back that all volunteers must pass background checks and take TB tests. **The motion to refer passed 6-2, with Mr. Ibangha and Mr. Borbely voting against.** Mr. Alberti said he would provide his comments in writing.

The committee report was accepted without objection.

Mr. Borbely presented a letter of resignation from committee member Mark Williams. The resignation was accepted without objection.

Transportation Committee

Mr. Fengler presented a letter of resignation from the committee chair, Dea Varsovczky. **He moved**



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that the ANC replace Ms. Varsovczky with Omar Mahmud as committee chair. The motion was approved without objection.

Mr. Mahmud announced that the next meeting would be on April 24 at 900 G St. NE.

UNFINISHED BUSINESS

Ms. Beatty moved that the ANC establish a procedure for negotiations of voluntary agreements with individual licensees, of a 3-person panel made up of the ABL committee chair, the ANC single member district representative or his/her designee, and one member of the ABL committee. If this panel cannot reach consensus on negotiations the matter will be taken to the full ANC. Mr. Alberti asked whether the ANC would have to vote on the makeup of the panel each time, to make their recommendation legally binding. Ms. Beatty said the ANC would still vote on the agreement before it's final. Mr. Rice asked if the intent was to present the ANC with an up or down vote, to avoid the line-by-line discussion. Ms. Beatty said yes. **Mr. Borbely moved to add, as a friendly amendment, a line at the end: "The ANC would still vote on the final product."** Ms. Beatty accepted this as a friendly amendment. The original motion, as amended, passed without objection.

NEW BUSINESS

1. Reconsideration of Cluck-U Chicken Appeal

Mr. Borbely asked for a reconsideration for two reasons: 1) there is no longer a majority of commissioners in support of this appeal, and with an even split, for the sake of unity, he hoped the ANC would reconsider; 2) when the appeal was filed, most commissioners thought the cost to Cluck U Chicken was just that the establishment would have to file for a special exception. We've learned in the last few days that this is incorrect: a fast food restaurant is not permitted in Cluck U's location, because it's less than 25 feet from a residence district, with no alley in between. So the regulations say "no fast food in that place." If the BZA says this is a fast food, Cluck U cannot exist there. It could only continue to exist there if it gets a variance from that regulation, which is a higher standard – and there is some significant doubt that it could get a variance, especially if there is opposition. Are we willing to take the chance that Cluck U would be shut down, which is a significant risk, because some of us believe that it doesn't qualify as a restaurant?

Mr. Borbely moved to withdraw the appeal of Cluck-U Chicken. Mr. Fengler ruled the motion out of order. He said under Roberts Rules of Order, a motion for reconsideration is required before the ANC changes its mind on something. Mr. Borbely said this is incorrect, because the original decision was made at a prior meeting – but he said it would come out to the same thing. Mr. Rice raised a point of order, asking whether the motion to reconsider has to come from someone who voted on the winning side, originally. Mr. Fengler said no, anyone can make a motion to reconsider, when it's duly noticed, seven days in advance. **Mr. Borbely moved to withdraw the appeal of Cluck-U Chicken. Mr. Fengler ruled the motion out of order. Mr. Borbely moved to reconsider the appeal of Cluck-U Chicken. The motion failed 4-4, with Mr. Borbely, Mr. Marshall, Ms. Mack and Mr. Ibangha voting in favor.**

2. Reconsideration of Birdland Appeal

Mr. Borbely moved to reconsider the appeal of Birdland. He said Mr. Fengler had moved, in January, to file this appeal with zero notice to the community; without having brought this before the



ANC's zoning committee; without having put this on the ANC agenda in advance. He said he has never heard an explanation of why some Commissioners feel DCRA made a mistake in granting Birdland's certificate of occupancy. Before we put another establishment through this terrible hell of not knowing if it'll be open or closed – he wants to know why. Not all commissioners were present when the ANC voted in January, and he hoped the ANC now would want to avoid going through this again with Birdland. Mr. Rice said he would not vote for the motion, but he said that Birdland is located in Mr. Marshall's district, and if between now and the date of the appeal hearing, Mr. Marshall has a process whereby he can solicit comments from the residents living directly behind or near Birdland – to the extent Mr. Marshall can bring more information to the ANC, Mr. Rice said he might be willing to consider a motion for reconsideration at a future date. He said he wanted to let Mr. Marshall know he's open to that. **Mr. Alberti moved to table the motion.** Mr. Borbely said Birdland would have to hire lawyers in the meantime, and no one has ever explained the reason for this appeal. **The motion to table passed 4-3-1, with Mr. Alberti, Mr. Fengler, Ms. Beatty and Mr. Rice voting in support, and Mr. Borbely and Mr. Ibangha voting against.**

3. Reconsideration of ANC Guidance to NCRC Regarding Old Firehouse at 1341 Maryland

Mr. Rice said if we really care about issues of class and race and displacement in the ANC, we need to be talking about affordable housing, not chicken wings. He said this publicly owned building has represented an opportunity for affordable housing since the ANC first considered the uses of this property in 2004, and it hasn't happened. And we need to talk about why this hasn't happened. And we need to talk about other opportunities for affordable housing, such as at the RL Christian Library, where there are opportunities for several floors of affordable housing above a new, expanded and improved RL Christian Library. He said the whole discussion about chicken wings is a distraction. We need to be talking about affordable housing.

4. Reconsideration of ANC Guidance to Nrcr Regarding Old Firehouse at 1341 Maryland

Mr. Rice moved to refer this to the Schools & Libraries Committee. Mr. Rice said the District is going through a school rightsizing process, looking at the utilization of DC Public Schools. Schools may be consolidated or closed. At the same time, there's been a growing movement by parents to send their children to charter schools. Mr. Rice asked that the committee look at the school utilization data to see if there are any opportunities for co-location, so the ANC can make sure that children are going to school in school buildings, even if they're going to school in charter schools. **The motion to refer was accepted without objection.**

5. Public Safety Issue: Juveniles at 18th And D

Ms. Beatty moved, on Stephanie Nixon's behalf, that the ANC send a letter to MPD raising concerns about juvenile activity at 18th and D, and asking city officials to work together to address the problems caused by these juveniles. Mr. Ibangha asked if this has been raised with Commander Groomes. Ms. Nixon said yes. She spoke about the activity of a group of about 10 juveniles. **The motion passed without objection.**

6. H Street Streetscape

Mr. Fengler said H Street Main Street has forwarded a list of seven items to be discussed, regarding impact of the streetscape project on H Street businesses. He said he would like to coordinate a meeting under the auspices of the Transportation Committee.



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7. H Street Sidewalk Materials

Karina Ricks presented two possible materials that could be used for the sidewalk on H Street: concrete aggregate or concrete pavers. She asked for a gut check on the two possibilities. Mr. Fengler said he would post the details on the listserv and on the website, so Ms. Ricks could receive feedback.

8. Wylie Street Petition

At Ms. Ruffin's request, Mr. Fengler moved to refer this item to the Economic Development & Zoning Committee. The motion passed without objection.

9. Amending the January Amendments

Mr. Rice suggesting taking this up, if necessary at the next meeting.

10. Other

Mr. Fengler moved that the ANC adopt the Transportation Committee goals in the agenda package. He apologized for having forgotten to put this item on the agenda. **The motion passed without objection.**

Mr. Borbely moved that the ANC pass a resolution stating that the ANC's intent is not to close Cluck-U Chicken, but is hoping that the establishment can remain open. Ms. Mack said Cluck-U Chicken and Blimpies – Blimpies was closed because of the process at DCRA. We don't want any more closed businesses on H Street. She said her goal is to develop H Street, to have a better community. She said this has become a black and white issue. You can shove it under the door, but it is. As far as the merchants, I would advise them to work together, and wake up to what's going on. **Mr. Ibangha moved, without objection, to amend the motion to say that the ANC's intent is not to close Cluck-U Chicken. Mr. Borbely accepted the amendment as friendly.** Mr. Fengler suggested tabling the motion to the next meeting.

ADJOURNMENT

On Mr. Fengler's motion and without objection, the ANC adjourned at about 9:30.

Respectfully submitted by Mr. Borbely.



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April 19, 2006

Ms. Denise Wiktor
Public Space Permits Division
District Department of Transportation, Room 2104
941 North Capitol Street, NE
Washington, DC 20002

Re: Public Space Application (Lovejoy Park at 12th & E Streets, NE)
Dear Ms. Wiktor,

At a regularly scheduled and properly noticed meeting on April 13, 2006, ANC 6A voted 8-0 (with 5 Commissioners required for a quorum) to support the above referenced application. The ANC has been working for several years to encourage and support the funding, design, and construction of Lovejoy Park.

The applicant seeks to install special pavers, fencing, bollards, signage, and drinking fountain at Lovejoy Park. These features and their placement has been previously negotiated between the ANC, the Friends of Lovejoy Park, and the Department of Parks and Recreation.

The ANC has no objections to the proposed features as described in the application.

If you have any questions about this letter, please contact Commissioner Mary Beatty at (202) 546-4196.

On behalf of the Commission,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A



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April 19, 2006

Ms. Denise Wiktor
Public Space Permits Division
District Department of Transportation, Room 2104
941 North Capitol Street, NE
Washington, DC 20002

Re: Public Space Application (401 8th Street, NE)

Dear Ms. Wiktor,

At a regularly scheduled and properly noticed meeting on April 13, 2006, ANC 6A voted 8-0 (with 5 Commissioners required for a quorum) to support the above referenced application with conditions.

The applicant seeks an application for an unenclosed sidewalk café at Jacob's Coffee at 8th and D Streets NE. The ANC reviewed the application which shows four round tables and eight chairs on an existing fenced brick patio.

The ANC supports this application, but recommends that tables and chairs be removed from public space when the establishment is closed to prevent unauthorized use during non-business hours.

If you have any questions about this letter, please contact Commissioner Cody Rice at (202) 544-3734.

On behalf of the Commission,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A



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Washington, DC 20013



April 19, 2006

Board of Zoning Adjustment
One Judiciary Square
441 4th Street NW, Suite 210S
Washington, DC 20001
Re: BZA Case 17498 (1116 East Capitol Street, NE)

Dear Board Members,

At a regularly scheduled and properly noticed meeting on April 13, 2006, ANC 6A voted 8-0 (with 5 Commissioners required for a quorum) to support the above referenced application.

The applicant seeks a variance and special exceptions to allow a 3.5-foot deep, semicircular one-story addition to an existing rear porch and a rear parking space for an existing single-family row dwelling. The variance is required to allow an off-street parking space that is shorter than the required length. The special exceptions are required to allow a rear addition to an existing single-family row dwelling under section 223, not meeting the lot occupancy requirements (section 403), rear yard requirements (section 404), and open court requirements (section 406) in the R-4 District.

Off-street parking spaces are required to be 19 feet, but the addition would only leave 17.9 feet at the shallowest point. The existing lot occupancy is 67%, and the addition would increase lot occupancy to 68%. The existing rear yard is 21.4 feet, and the addition would decrease the rear yard from the edge of the bump-out to the rear property line to 17.9 feet. There is an existing nonconforming open court (dog leg) that is 5.5 wide feet that would be extended by the addition.

Upon review, it appears that the requested relief from the zoning requirements is minor, and would allow a small rear addition, an attractive rear yard redesign, and an additional off-street parking space.

If you have any questions about this letter, please contact Commissioner Cody Rice at (202) 544-3734.

On behalf of the Commission,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A



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April 24, 2006

Zoning Commission
c/o Secretary of the Zoning Commission
Office of Zoning
441 4th St NW, Suite 200
Washington, DC 20001

Re: Text Amendment—Charter Schools (Case No. 06-06)

Dear Zoning Commissioners,

At a regularly scheduled and properly noticed meeting on March 9, 2006, Advisory Neighborhood Commission 6A voted 5-0-3 (with 5 Commissioners required for a quorum) to support the proposed text amendment to clarify the treatment of public charter schools under the zoning regulations and to require special exceptions for public schools that do not meet certain lot area, lot width, FAR, and lot occupancy requirements in Residence Zones.

The proposed text amendment addresses the concern that placing schools in small, non-traditional locations would expose residential areas to traffic, noise, and cumulative effects from similar facilities. In particular, sites with limited or no setback from nearby residential properties, limited street frontage for student drop-off and pick-up, and limited space for off-street parking could impose inappropriate and objectionable conditions on surrounding residential properties. In the past, similar concerns for private schools in Residence Zones have been addressed through the special exception process.

The proposed text amendment would support the Comprehensive Plan by maintaining the character of existing neighborhoods as well as enhancing public safety. Allowing public schools to be sited on any residential property as a matter of right would eliminate formal opportunities for public participation and community input to alleviate adverse impacts through the special exception process. The proposed text amendment provides a reasonable balance between the need for public schools and the potential for harm to the character of existing neighborhoods resulting from poor site selection. The special exception process is an effective tool balancing these interests and for involving the community in land use decisions.

If you have any questions or need further information, please contact Commissioner Cody Rice at 202-544-3734. Commissioner Rice has been authorized to present testimony on behalf of ANC 6A.

On behalf of the Commission,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A



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Washington, DC 20013



April 24, 2006

Chairman Charles Burger
Alcohol Beverage Regulatory Agency, Suite 700
941 North Capitol, NE
Washington DC 20002

Dear Chairman Burger,

At the request of a resident of ANC 6A, we have researched and recently held an open meeting discussion of the current geographical limitation related to those who protest a liquor license renewal or application. That is, we looked at the issue of whether there is current regulation which requires a protestant to live near the establishment that they were protesting.

There was diverse opinion ranging from on end of the spectrum - *those who live outside the district but work here to be a party to a protest* and to the other end - *protestants must reside within a certain radius (a few hundred yards to a few miles) to have standing within the protest*. The conclusion of our research was that there was no current limitation on proximity to the liquor licensee, but that the protestant must reside in the District.

Assuming that our research is an accurate interpretation of current regulation, we recommend that this issue be reviewed. While our diverse opinions leave us without a proposed solution, we believe that this issue should be examined. Our concern is that the opinion of a protestant that resides within blocks an establishment could be very different than a resident who, for instance, might attend church nearby and have infrequent exposure to the neighborhood. In short, should each have the same standing?

We would be happy to provide a summary of the diverse perspectives on this issue that were raised by the Commission. If you have any further questions, please contact Ms. Marty Beatty, chair of our Alcohol Beverage Liquor Licensing Committee.

Respectfully Submitted,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A



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May 1, 2006

Attorney Lynette Collins
Office of the Attorney General
Government of the District of Columbia
John A. Wilson Building, Suite 407
1350 Pennsylvania Avenue, NW
Washington, DC 20004

Reference: Recent Crimes around 18th Street, NE and C Street NE

Dear Attorney Collins,

We request immediate support to develop a comprehensive plan to curb apparent illegal activity for the area around 18th Street, NE and C Street, NE. From the crime reports on Metropolitan Police Department, First District, a robbery with force and violence occurred at 18th Street, NE and C Street, NE on April 10, 2006 at 2230 hours in Police Service Area 103. The female victim reports that she was approached by ten juvenile suspects (five juvenile black males and five juvenile black females) at which time one of them demanded her cell phone. She refused. Whereupon, one of the male juveniles threw her to the ground, grabbed her purse and hit the victim in the head with a closed fist. The victim's purse, wallet and credit cards were taken. The suspects were last seen fleeing on foot in an unknown direction. No arrests were made.

In the past week there has been a group of ten to fifteen black males, who appear to be juveniles, hanging around 322/324/320 18th Street, NE. One of these houses is up for sale and vacant. This group is often so large it spills across other yards and into the street, even blocking motor vehicle traffic to a small degree.

These males yell back and forth with the females in the 400 block of 18th Street NE. Members of the community have complained about this situation and the behavior of the young males. In addition, we have had reports of increased drug activity in and around this area from a very reliable source.

Please contact Ms. Stephanie Nixon, Advisory Neighborhood Commission Public Safety Committee Chair, at (412) 612-8881 to discuss any actions that would help to keep our neighborhood safe. Our community does not want this lawlessness to escalate further. We would appreciate a response within 30 days of receipt of this letter.

On behalf of the Commission,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A

Cc: First District Commander Diane Groomes, Metropolitan Police Department



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May 1, 2006

Zoning Commission
c/o Secretary of the Zoning Commission
Office of Zoning
441 4th St NW, Suite 200
Washington, DC 20001

Re: ANC 6A Petition to Amend Eating Establishment Definitions

Dear Zoning Commissioners,

At a regularly scheduled and properly noticed meeting on April 13, 2006, Advisory Neighborhood Commission 6A voted 6-2 (with 5 Commissioners required for a quorum) to petition the Zoning Commission to amend the eating establishment definitions in the zoning regulations.

According to 11 DCMR 733, “fast food restaurants” in the C-2-A commercial zone district are only allowed to open with the approval of the Board of Zoning Adjustment (BZA). Before opening, fast food restaurants must obtain a special exception from BZA addressing potentially objectionable aspects of operation such as trash, traffic, litter, noise, vermin and other spillover effects on residential areas. This requirement was originally proposed by ANC 1B on May 3, 1983, adopted on an emergency basis by the Zoning Commission on May 13, 1985 (ZC 460), and finalized on July 26, 1985 (ZC 440).

Over the past several years, ANC 6A has sought to protect the rights of residents to public input on issues that affect the quality of life in residential areas, including fast food restaurants. In 2004, ANC 6A successfully appealed the decision of the Department of Consumer and Regulatory Affairs (DCRA) to issue a certificate of occupancy to Blimpie/Noble Roman Pizza without requiring a special exception (BZA 17214). By a vote of 5-0-0, the BZA found that the DCRA had “misinterpreted” and “misread” the applicable eating establishment definitions. In two pending cases (BZA 17439, 17482), ANC 6A is again challenging DCRA’s failure to require special exceptions for establishments employing a high-volume, carryout-based model of fast food operation.

As a result of the ANC’s involvement in this issue, it has become clear that the existing eating establishment definitions need to be amended. The current definitions are unnecessarily convoluted, difficult for DCRA to implement, and contrary to the expectations of the reasonable layperson. After extensive research, discussion, and several public meetings, we propose that the Zoning Commission amend the “restaurant” and “fast food restaurant” definitions, as well as adopt new definitions for “delicatessen” and “coffee shop” (see Attachment 1). Also attached are several other resources that may be helpful in understanding the basis of our petition:

- Attachment #2. Summary of the ANC 6A Economic Development and Committee meetings that discussed the proposed text amendment.
- Attachment #3. Digest of zoning definitions of restaurant and fast food establishments from 46 cities across the nation ranging from Calistoga, California to St. Paul, Minnesota, to Fairfax, Virginia.



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- Attachment #4. Zoning Commission Order Number 440 – Fast-food restaurant provisions.
- Attachment #5. Definitions of food services and drinking places from the United States Census Bureau that define full-service restaurants and limited-service eating places.

For additional information on this request, please contact Commissioner Cody Rice, Chair of our Economic Development and Zoning Committee, at (202) 544-3734.

On behalf of the Commission,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A

Attachment #1. Proposed Changes to Eating Establishment Definitions:

~~**Restaurant** - a place of business where food, drinks, or refreshments are prepared and sold to customers primarily for consumption on the premises. This term shall include but not be limited to an establishment known as a café, lunch counter, cafeteria, or other similar business, but shall not include a fast food restaurant. In a restaurant, any facilities for carryout shall be clearly subordinate to the principal use providing prepared foods for consumption on the premises.~~

(a) General definition. A “restaurant” is place of business that prepares and serves food or beverages on nondisposable plates and containers with nondisposable eating utensils to seated customers. A restaurant is designed and operated so that its customers consume the food or beverages while seated at tables or counters on the premises. A restaurant shall include but not be limited to an establishment known as a café, lunch counter, or other similar business. A restaurant may provide carryout service as an accessory use without being deemed a fast food restaurant only if its carryout facilities are clearly subordinate to its primary use as a restaurant. A restaurant shall not include a fast food restaurant.

(b) Characteristics. A restaurant will generally have the following characteristics:

- (1) A restaurant employee serves food and beverage items at the same table or counter at which customers order and consume said items;
- (2) The establishment provides an individual printed menu to each customer;
- (3) The establishment does not provide trash receptacles in or around seating or queuing areas for disposal of trash by customers; and
- (4) The establishment requires payment only after consumption.

(c) Exceptions. Notwithstanding other provisions of this definition, a restaurant shall include a cafeteria where food or beverages for consumption on premises are served exclusively on nondisposable plates and containers with nondisposable eating utensils and any carryout facilities are clearly subordinate to its primary use as a restaurant.



~~**Restaurant, fast food** - a place of business devoted to the preparation and retail sale of ready-to-consume food or beverages for consumption on or off the premises. A restaurant will be considered a fast food restaurant if it has a drive through. A restaurant will be considered a fast food restaurant if the floor space allocated and used for customer queuing for self service for carry out and on-premises consumption is greater than ten percent (10%) of the total floor space on any one (1) floor that is accessible to the public, and it exhibits one (1) of the two (2) following characteristics:~~

- ~~(a) At least sixty percent (60%) of the food items are already prepared or packaged before the customer places an order; and/or~~
~~(b) The establishment primarily serves its food and beverages in disposable containers and provides disposable tableware.~~

~~(This definition does not include an establishment known as a retail grocery store, convenience store, ice cream parlor, delicatessen, or other business selling food or beverages as an accessory use or for off-premises preparation and consumption.)~~

(a) General definition. A “fast food restaurant” is a place of business devoted to the preparation and retail sale of ready-to-consume or quickly-prepared food or beverages for consumption on or off the premises.

(b) Characteristics. An establishment shall be a fast food restaurant if it has any one or more of the following characteristics:

- (1) Customer orders are taken from a service window or a walk-up service counter that lacks fixed customer seating;
- (2) It presents food or beverages solely on one or more printed signs, placards, posters, or boards that are permanently affixed in conspicuous places in the building;
- (3) It provides one or more trash receptacles within the building for customers to deposit the disposable packaging in which the establishment provides its food or beverages;
- (4) It has a drive-through;
- (5) It customarily serves its food or beverages in disposable containers and provides disposable tableware; and/or
- (6) Facilities for carryout service are not clearly subordinate to facilities for on premises consumption.

(c) Exclusions. A fast food restaurant shall not include:

- (1) any establishment that sells food or beverages either only as an accessory use or only for preparation and consumption off the premises, such as a retail grocery store, convenience store or delicatessen.



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(2) a coffee shop or ice cream parlor, but only if any other use is clearly subordinate to this primary use.

Delicatessen – a place of business devoted to the retail sale of meats, cheeses, and other food items by weight for off-premises preparation and consumption. A delicatessen may also sell food or beverages for consumption on or off the premises as an accessory use. A delicatessen is not a restaurant or a fast food restaurant.

Coffee Shop – a place of business devoted to the retail sale of coffee, tea, and other nonalcoholic beverages for consumption on or off the premises, which may also include the sale of a limited number of food items as an accessory use. A coffee shop is not a restaurant or a fast food restaurant.

Attachments #2 through #5 will be posted on our website -- www.anc6a.org -- if for some reason that attachment did not come through.



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SMD 6A06 -- Borbely

From: Marc Borbely [mailto:borbely@fixourschools.net]
Sent: Friday, April 21, 2006 12:19 AM
To: Charles Vincent; mebrown@sbpcs.org
Cc: (residents)
Subject: Options/Sasha Bruce Meeting Summary

Dear Dr. Vincent and Mr. Brown --

Thank you so much for your time Wednesday evening. I hope you felt it was a positive meeting. I believe having such dialogues will help us forge connections and build good relationships that will benefit everyone.

I'd like to very briefly summarize some of the concerns and possible solutions that were raised. I'm grateful to both of you for agreeing to meet with me again early next week, to lay out a few specific steps the school and the community can take to make some improvements. I think my constituents would be very glad to see some concrete commitments from all of us.

BEHAVIOR (numerous concerns raised about the behavior of children walking to or from school)

Mr. Brown suggested that community members volunteer at Sasha Bruce, so the children will get to know the community members, making conflict less likely. Mr Borbely agreed to solicit volunteers willing to help out at Sasha Bruce and Options.

Dr. Vincent described the teacher-staffed supervision plan, whereby teachers are posted on corners as children are leaving school.

Mr. Brown said he would implement some type of plan involving the posting of teachers outside. He is also hoping for a grant to come through that would allow a resource officer to be posted at the school every day.

To address concerns about kids hanging out or being roudy after school, Dr. Vincent suggested looking into bus routes (B2 or X2) originating at the school or nearby on H Street, geared solely to picking up kids going home. Another option suggested by a resident: moving the bus stops so there's a stop right outside the school.

A coach suggested that community members also be outside, talking to kids, directing them to move on.

TRAFFIC (congestion and hazardous traffic situations on E Street, especially before school)

To address concerns about traffic congestion on E Street before school, one suggestion made was that Dr. Vincent and Mr. Brown consider moving the dropoff area to 14th Street, possibly closing the doors on E street so kids have to come in from 14th Street. The principals agreed to ask parents dropping kids off to do so quickly. Another suggestion made: that the principals instruct bus drivers not to leave their buses idling.

To address concerns about speeding and kids in danger on E Street, everyone seemed to agree that a speed bump, a stop sign, or a speed limit sign would help. Another suggestion: establishing some type of formal dropoff spot on 14th Street.

I look forward to meeting with you on Monday or Tuesday afternoon, so we can nail down some of the specifics. And then perhaps we could have a followup community dialogue in 6 weeks -- for example on Wednesday, May 31.

Again, thank you.



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-----Original Message-----

From: anc-6a06@yahoogroups.com [mailto:anc-6a06@yahoogroups.com] **On Behalf Of** Marc Borbely
Sent: Monday, May 01, 2006 11:24 PM
To: ANC 6A06 Listserv
Subject: [anc-6a06] Adopt a Block! (well, 2)

Dear Neighbors --

Please let me know if you're interested in trying this!

I've been going through my pile of mail and just opened a letter from the District, dated March 17, announcing what looks like a very interesting program run by the Office of the Clean City: the Adopt-a-Block program. I've met the Clean City coordinator (Meritt Drucker) and am impressed by him.

Essentially, a group of neighbors forms (and calls itself something) and agrees to "adopt" at least 2 square blocks, including the alleys and both sides of every street in the adopted area.

The group agrees to conduct a clean-up day once every three months, for a two-year period.

Also, you're supposed to

- encourage residents and/or businesses in the adopted area to participate in clean&green efforts
- clean trash, debris and litter from the tree box spaces and sidewalks
- distribute clean&green tip sheets to all residents and businesses in the adopted area
- remove weeds, overgrowth, and leaves from the sidewalk, street and public space
- call the citywide call center (727-1000) if necessary
- use the Helping Hand program to schedule removal of bagged waste filled at the clean&green event.

The District puts up official DC signs that say "This Block Has Been Adopted by (your group's name here)."

To sign up, you're supposed to call the Office of the Clean City, at 724-8967 or e-mail CleanCity@dc.gov -- but it would probably be worthwhile getting a small group of people together first.

The benefits, according to the flyer:

- adopting a block reminds everyone of the importance of litter control and prevention. This program targets litter and illegal dumping throughout all neighborhoods.
- litter-free, more attractive communities are created, helping to discourage unwanted and illegal activity
- the quality of life in your neighborhood is improved. The appearance of our community contributes to the quality of life we all share.
- signs with your group's name let people know the area is being watched and cared for by concerned citizens. Your commitment shows the community that you care and will be an example to those who see it.
- increased economic development. An attractive, clean community is a great asset in attracting new businesses, jobs, and customers.

I think one of the biggest benefits of clean-ups is the community-building (neighbors getting out and working together; we get to know each other in the process).

best
- Marc



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ANC Treasurer's Report
April 2006

Period Covered: 04/01/05 - 04/30/05

Checking Account:

Balance Forwarded		\$	4,037.94
Receipts:			
	District Allotments	\$	5,794.43
	Interest Income	\$	-
	Transfers from Saving Account	\$	-
	Total Receipts	\$	5,794.43
Total Funds Available		\$	9,832.37
Disbursements:			
	Bank Service Charge 03/31/06	\$	3.00
	Total Disbursements	\$	3.00
Ending Balance		\$	9,829.37

Savings Account:

Balance Forwarded		\$	4,151.76
Receipts:			
	Interest 03/31/06	\$	1.41
	Transfers from Checking Account	\$	-
	Total Receipts	\$	1.41
Total Funds Available		\$	4,153.17
Disbursements:			
	Total Disbursements	\$	-
Ending Balance		\$	4,153.17



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Quarterly Report

Quarterly Report Period Covered 01/01/06 - 03/31/06

ANC 6A

Summary of Receipts and Disbursements: Checking Account

Balance Forwarded		\$ 11,524.92
Receipts:		
District Allotments 1st Quarter FY06	\$	5,794.43
Interest Income	\$	-
Other Deposits	\$	-
Transfers from Saving Accounts	\$	-
Total Receipts		\$ 5,794.43
Total Funds Available		\$ 17,319.35
Disbursements:		
1. Net Salary and Wages	\$	-
2. Workers Compensation	\$	-
3. Insurance:		
4. A. Health	\$	-
5. B. Casualty/Property	\$	-
6. Total Federal Wages Taxes	\$	-
7. Tax Penalties	\$	-
8. Local Transportation	\$	-
9. Office Rent	\$	-
10. Telephone Services	\$	-
11. Postage and Delivery	\$	127.80
12. Utilities	\$	-
13. Printing and Copying	\$	-
14. Flyer Distribution	\$	-
15. Purchase of Service	\$	5,816.24
16. Office Supplies	\$	-
17. Office Equipment		
A. Rental	\$	-
B. Purchase	\$	-
18. Grants	\$	1,511.94
19. Training	\$	-
20. Petty Cash Reimbursement	\$	-
21. Transfers to Saving Account	\$	-
22. Bank Charges	\$	9.00
23. Other	\$	25.00
Total Disbursements	\$	7,489.98
Ending Balance:		\$ 9,829.37



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Summary of Receipts and Disbursements: Savings Account

Balance Forwarded		\$ 4,149.08
Receipts:		
Transfers From Checking Account	\$	-
Other (Interest Earnings, etc.)	\$	4.09
Total Receipts		\$ 4.09
Total Funds Available		\$ 4,153.17
Disbursements:		
Transfers to Checking Account	\$	-
Other	\$	-
Total Disbursements		\$ -
Ending Balance:		\$ 4,153.17

CHECKING AND SAVINGS ACCOUNT DEPOSITS		
Deposits to Checking Account (Including transfers from savings account)		
Date	Amount	Source
03/09/06	\$ 5,794.43	District Allotment 1st Quarter FY06
Total	\$ 5,794.43	
Deposits to Savings Account (Including transfers from checking account)		
Date	Amount	Source
01//31/06	\$ 1.41	Interest
02/28/06	\$ 1.27	Interest
03/31/06	\$ 1.41	Interest
Total	\$ 4.09	



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Check #	Date	Payee	Amount	Expense Category	Purpose of Expenditure	Date Approved (1)
1269	01/10/06	The Current Newspaper	\$ 1,989.00	15	Monthly Ads VOH Jan-Dec 06	09/08/05
1270	01/12/06	Nicholas Alberti	\$ 22.80	11	Postage	07/14/05
1271	01/12/06	Pocket Nurses Enterprises Inc	\$ 1,387.94	18	Grant 03-FY06	12/08/05
1272	01/12/06	Roberta Weiner	\$ 125.00	15	Minutes Dec. '05	10/13/05
1273	01/16/06	ANC Security Fund	\$ 25.00	23	ANC Securitiy Fund	01/12/06
1274	02/09/06	Capital Community News Inc.	\$ 3,000.00	15	Monthly Ads RAG Jan-Dec 06	09/08/05
1275		VOID				
1276	02/09/06	Roberta Weiner	\$ 139.54	15	Minutes Jan. '06	10/13/05
1277	02/25/06	Bode & Grenier, LLP	\$ 452.70	15	Legal Services - ABC Issues	10/14/04
1278	03/09/06	Roberta Weiner	\$ 110.00	15	Minutes Jan. '06	10/13/05
1279	03/14/06	Dept. of Family Medicine OH State	\$ 124.00	18	Grant 03 - FY06	12/08/05
1280	03/18/06	Post Master	\$ 105.00	11	PO Box - 6 months Apr.-Sept.	09/08/06
	01/31/06	Bank Service Charge	\$ 3.00	22		
	02/28/06	Bank Service Charge	\$ 3.00	22		
	03/31/06	Bank Service Charge	\$ 3.00	22		
Total			\$ 7,489.98			



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Minutes from April 18, 2006 ANC 6A ABL Meeting

Meeting called to order at 7:10 pm.

Present: Mary Beatty; Michael Herman; Malcolm Ross

Absent: Tish Olshefski, Tim Carney, Lyndon Bonaparte

Audience: Joe Bellino, representing ANC6a Public Safety Committee

- I Agenda accepted. No objections.
- II Minutes of March meeting accepted. No objections.
- III. Community comment – none.

- IV. Update on ANC 6a Commission actions
Mary Beatty reported that all recommendations submitted by the ABL Committee to the ANC had been adopted at the April meeting.

- V. Committee discussion on H Street Moratorium follows:
Committee discussed current activity and what we still need to write the filing for a single sale moratorium along H Street. Michael Hermann discussed his attempts and frustration with those that he had contacted in order to get statistics related to police calls to the area, and more specifically “disorderly” calls. We discussed other options, including having our Public Safety Committee make the request with Commander Groomes.

There was a general discussion of who would complete which section of the filing, (designated sections include impacts of singles upon economic development of the corridor, existing retail on H St., quality of life of residents, criminal behavior, and impacts upon the community at large). We discussed how we would obtain information related to crimes of public urination or public intoxication specifically. We also discussed what the filing should say and how we should document “quality of life” issues, including litter and a “feeling” of safety when walking along the streets.

The meeting adjourned at 8:30 pm

Next meeting is May 16.

Respectfully submitted by Mary Beatty



**REPORT OF THE
ECONOMIC DEVELOPMENT AND ZONING COMMITTEE OF ANC 6A
April 25, 2006**

Present: Commissioners Raphael Marshall and Cody Rice; Resident Members Virginia Gaddis, Rich Luna, Drew Ronneberg, Vanessa Ruffin-Colbert, and Linda Whitted.

Commissioner Rice chaired the meeting.

Home Again Initiative on 1200 Block of Wylie Street NE

The committee discussed a new plan by the Office of the Deputy Mayor for Planning and Economic Development to put 1215, 1216, and 1217 Wylie Street NE in a bundle of properties to be developed through the Home Again Initiative. These properties were the subject of previous ANC communication in May 2005 related to reports of poor performance by the previously selected developer.

According to the program website, the Home Again Initiative “transforms vacant and abandoned residential properties into single-family homeownership opportunities for residents.” Home Again focuses on neighborhoods with high concentrations of vacant and abandoned residential property such as Near Northeast and Rosedale in our ANC. Once Home Again acquires vacant and abandoned properties, they are bundled according to their location and economic potential. Pre-qualified developers bid to purchase and renovate the bundle. Home Again selects a developer based on several factors including the quality of the proposed rehabilitation and the unit sale prices. The selected developer has one year from the time of closing on the bundle to complete the rehabilitation. Title is not transferred until all required permits have been obtained, and the DC government retains a right to take back a property for non-performance. After settlement, all liability rests with the developer. Once completed, the properties are sold by the developer to qualified homebuyers. A goal of Home Again is that 30% of all properties be sold to homebuyers who earn less than 60% of the Area Median Income (AMI).

The Wylie Street Neighbors have circulated a petition asking for certain development conditions on the Home Again properties on Wylie Street. This petition asks for the following:

1. Party walls shall be built of brick or fire-rated non-combustible materials.
2. No basements shall be constructed or allowed as part of a building’s design.
3. No curb cuts or driveways for entrance onto property from the street.
4. The original footprint of the former structure shall be maintained.
5. All façades shall be designed in alignment and character to match the existing structures and materials (brick) on Wylie Street NE.
6. Third stories allowed as a matter of right will require design review for approval by stakeholders (the ANC and affected neighbors).
7. No blocking of the alley shall occur between the hours of 7 PM to 7 AM the following day for construction/deliveries.
8. Contact information shall be exchanged and kept current between the stakeholders and



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developers.

The committee agreed that these are reasonable conditions, and would be necessary to ensure that development on Wylie Street (which is not in an existing historic district) conforms with the character of existing historic-era housing. The committee also discussed the need to formulate a “Plan B” in case the Home Again Initiative is once again unsuccessful in redeveloping the Wylie Street properties.

Recommendation: That the ANC send a letter to Home Again endorsing the development conditions proposed by the Wylie Street Neighbors for 1215, 1216, and 1217 Wylie Street NE.

RLA Revitalization Corp: Draft Request for Proposals for 1113-1117 H Street NE

The committee discussed a draft Request for Proposals (RFP) from the RLA Revitalization Corporation (RLARC) for 1113-1117 H Street NE. The subject site is a vacant lot of approximately 5,500 square feet on the south side of H Street, NE in the 1100 block.

The RFP will request submission of matter-of-right development proposals. RLARC will encourage submissions that provide strong affordable housing components, mixed-use retail/residential uses, and/or neighborhood-based destination retail. In addition, the RFP emphasizes Local, Small, or Disadvantaged Business Enterprise (LSDBE) participation with a goal of 50% or more LSDBE equity participation. The RFP also seeks high quality architecture and urban design. Proposals that contribute to an active and vibrant streetscape and pedestrian environment will be evaluated favorably.

RLARC may create a “short list” from submitted bids. Part of the selection process is a community input meeting that would occur between announcement of a short list and announcement of award. This would be the primary method of community input on submitted proposals.

The committee noted that the draft RFP identifies the zoning for the subject site as C-2-A without mention of requirements and incentives in the new H Street Zoning Overlay. Although there is mention of urban design as a selection criteria, there is no reference to the H Street NE Strategic Development Plan or Design Guidelines.

Recommendation: That the ANC recommend that RLARC revise the draft RFP to include information for developers on the H Street Zoning Overlay, the H Street NE Strategic Development Plan and Design Guidelines. The committee also recommends that the ANC reference previous support for provision of affordable housing on H Street NE.



REPORT OF THE PUBLIC SAFETY COMMITTEE
April 19, 2006 at Sherwood Recreation Center

Meeting Attendees:

Commissioners: Nicholas Alberti (6a04), Mary Beatty (6a05)
Chair: Stephanie Nixon
Committee Members Present: Mark Laisch, Joe Bellino
Committee Members Absent: Mike Seneco (notified of absence), Raphael Marshall
Residents: Casey Klein, James Callow, Gwynn Jacobs, Omar Mahmud, Elizabeth Nelson, Robert Pittman, and more
Guests: Carolyn Crank (USDOJ), Tommy Wells (School Board), Maria Barner (Director, Sherwood Recreation Center)

Stephanie Nixon opened the meeting at 7:05 pm.

Increasing H Street NE Police Presence:

Mike Seneco and Joe Bellino compiled several possible methods to increase Police presence on H Street NE with the pros and cons.

(1) Locate an MPD 1st District Police Station closer to the H Street Corridor:

Pros: An increase in the flow of officers passing through the H Street area while leaving and returning from daily duties, in addition to a closer geographic location of officers in the are for calls of proactive police action.

Cons: This recommendation is opposed by many of the upper management of MPD. It is believed by some that a Police station near H Street is not the solution to our problem.

(2) Make a specific recommendation, to MPD advising how many Officers are needed to be assigned to patrol duties on H Street:

Pros: If provided, would be a guaranteed increase on Police presence along the H Street corridor.

Cons: We would be telling MPD how to do their job and could be met with resistance.

Discussion: Could be a problem because we don't know the resources and needs.

(3) Contact MPD 1st District upper management and request input on how we can obtain a sustained and noticeable increase of police presence on H Street:

Pros: A proposed resolution of this problem involves the input of MPD and would be more likely to be met by their support.

Cons: This may have been done in past with no effect.

Discussion for all items: The present station is surrounded by Federal land/parks not in the jurisdiction of MPD. Need for a facility that provided parking for police cars and officers as well as others and appropriate jurisdiction. Several other comments arose:

- Gwynn Jacobs mentioned the use of break spots, such as those in the 7-11. Mr. Bellino mentioned concerns that officers might use those to escape the street versus watch the street.
- At this time only 1 officer is assigned to the footbeat on the H Street Corridor. We need more influence in this area of the first district.
- Mr. Mahmud asked why the upper management is against the extra substation. Commissioner Alberti pointed out the funds that would be necessary and that a substation may not solve the problems.



- Mrs. Jacobs mentioned that officers are often in the restaurants but not on the streets. Commission
- Discussion about the Mobile Van.
- Mr. Laisch asked whether MPD had a plan for H Street NE. The answer appeared to be no.

Recommendation: Write letter to MPD officials (i.e., Chief Ramsey, Commander Groomes, etc.) regarding devising a plan to increase the safety for H Street NE. Submit this letter in cooperation with ANC6C. Mr. Pittman stated that other community groups would probably be willing to sign on to the letter. (Ms. Nixon volunteered to speak with him about the various groups.) There were no objections.

Papering:

Commander Groomes and the Central Crime Analysis Unit provided an Arrest Count for 1D from 9/1/2005 through 12/31/2005. To match the statistics with those from US District Attorneys office, Ms. Nixon requested statistics for PSAs 102 and 103. The statistics from the US Attorney’s Office on drug related charges as well as arrests in PSAs 102 and 103 are posted below. Secondary to the number of arrests from other sources (e.g., FBI, Park Police, etc.) and the possible difficulties with information sharing among these resources, Mr. Bellino suggested that we request statistics from the US Attorney’s office. ***Mrs. Crank said she would check into providing us with these statistics in addition to those MPD has provided.***

Table 1. US Attorney's Office, District of Columbia, Drug Offenses in PSA 102 Report

Drug Offenses	Possession	PWID and distribution
September 1, 2004 – December 31, 2004	49	60
September 1, 2005 – December 31, 2005	40	63

Table 2. MPD Central Crime Analysis Unit, Arrest Count Comparison, For District 1, Police Service Area 102, For the Period from 9/1/2005 to 12/31/2005

Charge	Last (2004)	This (2005)	Change
Homicide/Manslaughter	1	0	-1
Robbery/Carjacking	10	7	-3
Aggravated Assault	19	10	-9
Burglary	10	1	-9
Larceny/Theft	5	5	0
UUV	7	16	9
Other Assaults	18	31	13
Forgery/Uttering Check	2	5	3
Fraud	2	0	-2
Stolen Property	10	4	-6
Vandalism/Tampering w/Auto	1	2	1
Weapons	27	11	-16
Prostitution and Commercialized Vice	4	6	2
Sex Offenses	2	0	-2



Charge	Last (2004)	This (2005)	Change
Narcotic Drug Laws	83	91	8
Disorderly Conduct/POCA	25	81	56
Other Felonies	14	12	-2
Release Violations/Fugitive	42	13	-29
Other Misdemeanors	26	19	-7
Theft from Auto	3	0	-3
Traffic Violations	72	106	34
Total	282	420	37

Table 3. MPD Central Crime Analysis Unit Arrest Count Comparison For PSA 103 for 9/1/2005 to 12/31/2005

Charge	Last	This	Change
Homicide/Manslaughter	2	5	3
Robbery/Carjacking	6	5	-1
Aggravated Assault	9	18	9
Burglary	6	3	-3
Larceny/Theft	1	4	3
UUV	6	11	5
Other Assaults	39	40	1
Stolen Property	6	0	-6
Vandalism/Tampering w/Auto	1	3	2
Weapons	8	16	8
Sex Offenses	0	2	2
Narcotic Drug Laws	69	60	-9
Offenses Against the Family and Children	0	1	1
Liquor Laws	1	0	-1
Disorderly/POCA	25	41	16
Other Felonies	43	31	-12
Release Violations/Fugitive	22	18	-4
Other Misdemeanors	14	25	11
Traffic Violations	15	47	32
Total	273	330	57

Per information from Mr. Bellino, DC is the only city that still requires officers to appear before the Attorneys for papering. In DC, papering requires the officer to go stand in a line with other officers to present the written report to the Attorney after arresting a criminal. After this, the attorney tells the officer whether the criminal will be tried. Usually, the information given to the attorney is written on the arrest report. The differences between DC and other jurisdiction papering systems need exploration. It was unclear whether this was legislative or regulatory. *Mrs. Crank from the US Dept. of Justice said she would check with Giuliana Dunham and report back to the committee.*



It was suggested by the committee and guest that night court/on-line papering would reduce overtime pay for police officers. However, it might be difficult to implement other such ideas secondary to staffing issues. Mr. Laisch mentioned that a GAO report indicated that DC conducted a night court pilot. He is interested in the assessment of the short experience. In addition, Mr. Laisch mentioned that the GAO report had identified integrated computer systems as another possible means for improving the papering process.

Mr. Bellino and Ms. Nixon to follow-up on the papering issues and present a recommendation in either May or June 2006.

8th St NE and H St NE:

There have been complaints about Metro Transit Authority Police Department not patrolling the bus stops. It is necessary to have a better understanding of responsibilities for different areas of the city. This was discussed at the April 2002 PSA 102 meeting. Metropolitan Transit Authority PD appeared at that meeting to discuss the issues with public safety.

Since this meeting the Transportation Committee expressed an interest in assisting with this matter. Diane Hoover from that committee was assigned to the matter. The Public Safety Committee gladly accepted their assistance.

Anti-Loitering Law:

The Public Safety Committee and the Alcohol Beverage Licensing Committee are working together on reviewing the possibility of changing the loitering laws in DC to make them more objective. Commissioner Beatty mentioned the strengths of the Baltimore Anti-Loitering Police codes for Alcohol-Beverage establishments. For example, the “move on” clause in the Voluntary Agreements was determined unenforceable. Mr. Pittman mentioned that businesses can put up no loitering signs, but there is nothing that can be done. The committee discussed the strengths of these with regards to public safety and decreasing drug activity in our areas.

Commissioner Alberti suggested that the Committee put together the background for the commission when a recommendation is made. The Committee is passing the Baltimore Legislation by Councilmember Mendelson, informally, to determine whether it would violate civil rights. Ms. Nixon and Mr. Laisch have volunteered to further review other anti-loitering legislation from cities like DC.

ROC Central:

People have been asking what ROC Central is. ROC stands for Regional Operations Command Mr. Pittman indicated that ROCs are different areas across DC. ROC Central initially included the 1st, 3rd, and 5th districts. Per the MPDC website it now appears to house the 1st and 5th Districts and is managed by Assistant Police Chief Brian Jordan.

Juvenile Crime Increase & Safety around Recreation Centers:

Emails to Commissioners, the Public Safety Committee Chair, and area listservs highlight the increase in juvenile crime. Violence is increasing (e.g., mugging at 18th & C NE on 4/10/06 and in



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the 700 block of 16th Street NE). Something must be done, but it remains to be seen what this should be. It is apparent that the present rehabilitation attempts are not working. The juveniles are arrested and released back to the same areas that the crimes occurred initially.

Regarding the Recreation Centers, the committee has received multiple comments from MPD and residents regarding public safety issues at both Rosedale Recreation Center and Sherwood Recreation Center. Rosedale Citizens Alliance along with others have been pushing for a new recreation center at Rosedale Recreation Center. The present one has long been infested with drug-related activities, violence, etc. The grounds are not well lit and much is needed to improve the safety.

A memo received from a local resident highlighted several perceived public safety issues in and around Sherwood Recreation Center. [See Memorandum for details.] The resident noted maintenance issues including inadequate lighting, failure to replace burned out lights, failure to maintain fence, failure to secure property after hours, accumulation of trash, and lack of repairs to vandalized property. Moreover, the resident reported seeing the sale of narcotics, underage drinking and public drinking, gambling in and around the premises, vandalizing of city and resident property, altercations, loitering in front of center and in the neighborhood, threatening violent acts against neighbors/residents, operating motorbikes, pocket bikes, and dirt bikes on the field and walking track, various sexual activities, use of streets around Sherwood for “test driving” vehicles, and vehicle repairs in the parking lot.

Director Barner stated that MPD is aware of the evenings in which assistance is needed to escort the juveniles from the premises; however, the officers are not always available. Recreation center personnel are not always in a position to make the juveniles disperse. Mr. Mahmud reported seeing people congregating in the street.

Director Barner mentioned that she had spoken to the residents. Mr. Pittman mentioned that the Recreation Advisory Council (RAC) was concerned with these activities as well. Director Barner’s tires have been slashed by some of the juveniles. Mr. Pittman stated that the Department of Parks and Recreation (DPR) has not moved forward to making the repairs needed. Mr. Wells stated that he would be in contact with the necessary people to have this issue remedied as soon as possible. There was some discussion about jurisdiction. The Public Safety Committee clarified that they do not want to direct the activities, but lend some push for issues that were taking longer than acceptable to be resolved. The goal was clarified that all individuals were concerned for the public safety of the surrounding areas and the Recreation Centers.

Mr. Pittman reported the possibility of extending the fence around the tree to the sidewalk. There was some discussion over whether this would help or just push juveniles to go to other yards. Residents responded that they would contact MPD regularly if the juveniles entered their yards.

Several possibilities were discussed including community service officers, volunteers, increasing communication of needed assistance between and among officers, and changing the location of the fence.



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Maury Elementary School (letter from Superintendent):

A letter was received in response to the committee's request for fence improvements at Maury Elementary School [see attached letter from Superintendent Janey]. Committee members appreciate the Superintendent's responsiveness to the need for coordination between the DCPS Division of School Security and the Metropolitan Police Department "in monitoring the school property for suspicious and/or illegal activity". Regarding the fence, however, concern has been expressed by the residents and committee members that the fence in severe disrepair. The multiple patches are ineffective as illustrated in the attached photos and map. (Please note: the red circles on the photos do *not* illustrate all holes, but the holes are apparent by the lack of fencing.)

School Board Member Wells spoke with Inspector Solberg (now Commander of 2D) and noted that MPD should enforce trespassing on school grounds even when the grounds are not secured. The need for ZERO tolerance and to close playgrounds was discussed.

The committee voted to request that the ANC6A send the response detailed below along with the map and pictures. School Board Member Wells requested that we send this to him as well and he will follow-up on the activity.

Nuisance Property Report:

This will be discussed at future meetings. Residents should continue submitting nuisance property requests to Giuliana Dunham (Giuliana.Dunham@usdoj.gov), Carolyn Crank (Carolyn.Crank@usdoj.gov), Commander Diane Grooms (Diane.Grooms@dc.gov), and Inspector Kevin Keegan (Kevin.Keegan@dc.gov). Residents may also send these to the ANC6A Public Safety Committee Chair, Stephanie Nixon (smnixon6a@prodigy.net) for assistance with submitting. Please note whether you would like your information to be submitted anonymously.

Recommendations for Action by the ANC:

1. Approve H Street Letter.
2. Approve signing H Street Letter as a joint letter with ANC-6C.
3. Approve signing H Street Letter as a joint letter with Linden Neighborhood Association.
4. Approve response regarding Maury Elementary School.
5. Membership (resigning and new)

Respectfully submitted by Stephanie Nixon and Mark Laisch.



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H Street NE letter to be possibly signed on by ANC6C and possibly Linden Neighborhood Association

(DRAFT)

Thursday, April 27, 2006

Chief Charles Ramsey
Metropolitan Police Department
Government of the District of Columbia
300 Indiana Avenue NW
Washington, DC 20001

Dear Chief Ramsey:

At its regularly scheduled meeting on May 11, 2006 with a quorum present, our Commission voted unanimously to request that the Metropolitan Police Department (MPD) prepare a comprehensive plan of public safety strategies associated with the H Street Revitalization effort that is being supported by the DC government and private sector investment. Through the Mayor's Great Streets initiative, the DC government will spend millions to improve the physical infrastructure of this corridor with the goal of supporting increased private investment, economic development and neighborhood livability. While the Commission appreciates the steps MPD has taken to date to improve public safety along H Street, the Commission believes that MPD needs to take further action to plan for the changes that are occurring along this important corridor.

We respectfully request that this comprehensive plan address specific strategies for addressing the public safety needs of residents of the area and new visitors that will increasingly find H Street a source of retail, arts, entertainment and dining options. During the development of this plan, we encourage you to collaborate with the Public Safety Committee of this ANC, residents of the area, as well as established business and community groups with a role to play in the revitalization effort. We believe broad collaboration will help develop an innovative and effective plan for meeting the public safety needs of the H Street community.

Given the changes that already have occurred and the immediate plans for investments along H Street, we believe that developing this plan should be made a high priority. Therefore, we suggest that this plan be developed consistent with the paragraph above not later than 120 days from your receipt of this letter.

In close, we ask that you strongly consider our community's request. If you have any questions, please contact ANC 6A Public Safety Chair, Stephanie Nixon, at (412) 612-8881.

On behalf of the Commission,
Joseph Fengler
Chair, Advisory Neighborhood Commission 6A

cc: Deputy Mayor Edward Reiskin, Public Safety & Justice



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Memorandum

To: ANC 6A Public Safety Committee

From: Local Resident

Date: April 19, 2006

Re: Safety Conditions at the Sherwood Recreation Center

I would like to request that the ANC 6A Public Safety Committee (PSC) look into the deteriorating public safety conditions at the Sherwood Recreation Center. Since opening three years ago, the maintenance conditions at Sherwood have become progressively worse and as a by-product of these conditions, some individuals have come to view Sherwood as an ideal place to operate.

Maintenance issues at the center include:

1. Inadequate lighting
2. Failure to replace burned out lights
3. Failure to maintain fence
4. Property is unsecured after hours
5. Trash is permitted to accumulate
6. Vandalized property remains unrepaired (e.g. fence and entrance lights)

Activities witnessed in and around Sherwood include (all activities are during and after hours):

1. Sale of narcotics
2. Underage drinking and public drinking
3. Gambling on the premises (inside and outside)
4. Vandalizing of city property and resident's property
5. Altercations
6. Loitering in front of the center and in the neighborhood
7. Threatening violent acts against neighbors/residents
8. Operating motorbikes, pocket bikes, and dirt bikes on the field and walking track
9. Various sexual activities
10. Use of streets around Sherwood are used for "test driving" vehicles
11. Parking lot is used for various vehicle repairs

These issues are not simply associated with the deteriorating maintenance conditions; it is also a programming failure. The center has a variety of facilities (gym, weight room, multi-purpose room, computer lab, a variety of outdoor facilities, and other rooms for available for activities). Programmed activities for young people loitering on the premises in the evening are virtually non-existent. This is a public safety issue that could be partly addressed with targeted programming.

While Sherwood's manager is the ultimate decision maker at the center, the Sherwood Recreational Advisory Council (all members and chair appointed by center manager) has some decision-making authority over programming recommendations. It might be helpful to have the Advisory Council chair and center manager testify before the PSC to better determine how the PSC and ANC can help address these matters.

Residents living in the area immediately surrounding the center have made countless attempts to work with Sherwood's management and senior officials at the Department of Parks and Recreation. While some efforts have been made by city officials to address the situation, they are always temporary fixes. Having the PSC and ANC engage more fully on this matter is critical to the public safety of the community and the effectiveness of the center to provide services to the community.

Possible Jurisdiction Issues

There are some jurisdictional issues associated with this facility. It seems that in addition to the Metropolitan Police Department, the U.S. Park Police has jurisdiction over parks in the city. Also, the land that Sherwood sits on is technically federal land. A PSC letter to MPD and the Park Police requesting additional assistance might prove to be helpful.

Specific Action Requested:

1. PSC contact MPD to work out an appropriate plan to address the pressing after hours issues at Sherwood.
2. PSC contact Department of Parks and Recreation to request emergency action on pressing maintenance issues.



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3. PSC and ANC work with Sherwood Rec. Center manager to determine how best the PSC and ANC can support her work.
4. Request that the Recreation Advisory Council accept an ANC appointed member to the Council.
5. Request that MPD 1D nominate an officer in PSA 102 to serve on the Recreation Advisory Council.
6. Request Sherwood re-evaluate its current programming to better attract young teens.



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RESPONSE TO SUPERINTENDENT JANEY: (Send to Superintendent Janey and School Board Member Wells)

Dear Dr. Janey:

We appreciate your response to our concerns regarding the safety and security issues at Maury Elementary School. Thank you for encouraging the District of Columbia Public Schools (DCPS) Division of School Security and the Metropolitan Police Department (MPD) to work together to ameliorate these problems. Neighbors have noted that there have been fewer problems in recent months although they are uncertain whether improvement will continue as warm weather approaches.

Concerns remain about the status of the chain link fencing around Maury Elementary School. Although your letter would indicate that the problems with the fence have been resolved, this is not the case; the fence is not continuous on the 12th Place NE side. Also, while steps have been taken to secure the gate on the 13th St NE side, the cable securing this gate allows enough "play" for slender individuals to slip through. Neighbors report that they frequently witness this activity. As this is difficult to visualize, we are attaching photos and a map documenting the interruptions to the fencing on 12th place. We are including a photo of one of the many holes that has been snipped into the mesh.

We reiterate the need for complete iron fencing around all sides of the school and would appreciate continued attention to the after-hours activities that take place on the playground.

Sincerely,

Joseph Fengler



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ANC6a Public Safety Committee Meeting
AGENDA
Sherwood Recreation Center
Wednesday, May 17, 2006 at 7 pm

1. Call to order
2. Introductions (*5 minutes*)
3. Focus Topic: Arrests between 9/05-1/06 in PSAs 102, 103, papering issues (Stephanie Nixon and Joe Bellino – *15 minutes*)
4. Updates:
 - a. Linden Place Cameras (Joe Fengler – 10 minutes)
 - b. Juvenile crime increase across the ANC6A and Safety and Recreation Centers (Stephanie Nixon – *10 minutes*)
 - c. Anti-loitering legislation (Stephanie Nixon, Joe Bellino, & Commissioner Mary Beatty – *5 minutes*)
 - d. Metropolitan Transit Authority PD and 8th and H Street NE (Stephanie Nixon with information from David Klavviter – *5 minutes*)
 - i. Noise Ordinance Issue at 8th and H Street NE (Mark Laisch and David Klavviter – *5 minutes*)
 - e. Nuisance property report (Stephanie Nixon – *5 minutes*)
 - f. Maury Elementary School (letter from Superintendent, plus PSC response – *10 minutes*)
 - g. Responses to letter for increasing H Street NE Police presence (Mike Seneco and Joe Bellino – *5 minutes*)
 - i. H Street Substation
 - ii. 8th Street NE and H Street NE
5. Community Concerns
6. Tasks to be performed by next meeting
7. Adjourn



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Schools & Libraries Committee Report

May 3, 2006

7 pm, Miner Elementary School

Present

Committee Members: André Taylor (6A03); Tony Hurst (6A05); Marc Borbely (co-chair, 6A06); Audra LeBlanc (6A06); Brenda Artis (6A07); Mfon Ibangha (co-chair, 6A08)

Other Residents: Mary Taylor (6A06)

Guests: Tamika Maultsby, supplemental educational services coordinator, DCPS; Pamela Shaw (resident, ANC 6C; teacher, Ludlow-Taylor ES)

Absent

Richard Carlson (6A04)

Tutoring Services

Ms. Maultsby made a presentation on DCPS supplemental educational services – the tutoring program that No Child Left Behind mandates be offered to children at schools In Need of Improvement. (The ANC had sent a letter to DCPS Superintendent Clifford Janey inquiring into reports that these services were not being provided at Eastern SHS.)

Ms. Maultsby said that part of the problem is that the District only gets enough federal funding to pay for the after-school tutoring of about 2,400, whereas about 24,000 students would be eligible to receive the services. At Eastern, however, she said only about 75 students applied for the services, of which about 60 ended up receiving them. She said there were additional problems with the particular service that most Eastern families signed up for. She said DCPS will not be recruiting students for next year's program until the 2006-07 school year begins, because the list of service providers and the list of eligible schools will not be available until this summer. She welcomed the ANC's assistance in informing families about the program. At many schools, too few families apply for the services.

School Reports

- Eliot JHS: Ms. LeBlanc reported that there would be a prom on May 25.
- Maury ES: Mr. Hurst reported that there would be a parents night at the school on May 4.
- Miner ES: Mr. Borbely reported that Angela Tilghman, the school's former principal, testified at the April Board of Education meeting, explaining her resignation in November. She said she had repeatedly informed central administration of what she considered to be a life-and-death problem at Miner: cuts to the nursing program had resulted in no qualified personnel being on hand who were trained to care for two children with feeding tubes. Ms. Tilghman said that in the face of the administration's continued non-response to her communications, she felt forced to resign. She said the nursing staff was restored the day after her resignation.



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School Consolidations

Ms. Shaw, a teacher at Ludlow-Taylor Elementary School and a resident of ANC 6C, described a proposed merger with Hamilton Center, which DCPS had presented to the staff of both schools on April 21, by the schools' principals and by assistant superintendents Snipes and Millet. The merger would be part of DCPS's school "rightsizing" plan to reduce its inventory of space: DCPS would move students from Hamilton Center to Ludlow-Taylor, so it could close Hamilton Center. Ludlow-Taylor is the in-boundary elementary school for children in ANC 6A who live west of 12th street NE, roughly between C and H.

Ms. Shaw said staff at both schools were extremely concerned that the proposed merger, as it was presented to the staff, would have very negative consequences for both Ludlow-Taylor and Hamilton students. Petitions opposing the proposed consolidation have been signed by the staff and parents at both schools, and by Ludlow-Taylor neighbors. The merger would call for 60 of Hamilton's 120 emotionally disturbed, level 4 special education students to be immediately placed into 12 inclusion classrooms at Ludlow-Taylor, with the remaining 60 Hamilton students kept together in self-contained classrooms, at Ludlow-Taylor. The inclusion classrooms would consist of 20 students (15 former Ludlow-Taylor students and 5 former Hamilton students), with a full-time regular ed teacher, a half-time special ed teacher and a half-time behavior tech.

After hearing a detailed presentation by Ms. Shaw and reviewing the text of the Ludlow-Taylor and Hamilton petitions (attached), the committee unanimously recommended

that the ANC send a letter to the DCPS Superintendent, raising concerns about a proposed Ludlow-Taylor Elementary School / Hamilton Center consolidation, including 1) whether the merger would require the mainstreaming of emotionally disturbed special education students before they are ready to be mainstreamed; 2) whether Ludlow-Taylor staff will be adequately trained and whether they will be provided the resources necessary to provide a quality education to mainstreamed Hamilton students, prior to their arrival; 3) whether there are sufficient classroom-quality spaces at Ludlow-Taylor for the proposed self-contained classrooms for Hamilton students; 4) whether the immediate neighborhood's needs, including programs for 3-4 year olds and projected enrollment growth, have been adequately considered; 5) whether the financial benefits of consolidating the two schools this summer instead of next are sufficient to outweigh the potential disruption of moving forward with this merger now; and 6) whether any community (parent, teacher, student or neighbor) input was solicited, in developing this proposal.

Ms. Shaw announced that there would be a parent meeting on the merger at 6 pm on May 11, at Ludlow-Taylor.

School Needs / Neighbor Involvement Survey

The committee discussed the proposed school needs / neighbor involvement survey, which Ms. LeBlanc had designed. Commissioner Alberti had submitted several recommendations that the committee adopted: starting with only one or two schools to assess the data-gathering instrument before expanding the volunteer program; working with the DCPS Volunteer Coordinator to identify schools' needs; involving with principals and PTAs in the effort from the start; amending the survey to include the respondent's name, to facilitate matching volunteers to teachers in the future; and using a consistent scale (1-4) on all the quantitative questions.

The committee also agreed to add grades 9-12 to the "grade you teach" question. After a brief discussion, the committee decided to retain question 4, though it will provide data that will not be easily summarized in a report.

There was some discussion about timing of the survey. Ms. Artis said she thought teachers are overwhelmed right now and will not have time to fill out a survey. Ms. Shaw said she thought the survey easy to fill out, as



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it's only one page; she thought most teachers would be eager to solicit help and involvement from neighbors – and that with the year winding down and testing already complete, this might actually be a good time. She thought the survey should be conducted before the summer break, so relationships can be built between volunteers and staff/administrators over the summer.

The committee recommended

that the ANC survey school staff in May, initially at two public schools in our ANC, to determine volunteer needs. If the survey produces valuable information at the first two schools, staff at the remaining schools in our area will be surveyed. The survey results will be used to encourage neighbors to register as official DCPS volunteers with the DCPS Volunteer Coordinator, submitting to the required background checks, and then offer needed volunteer services to the schools.

The survey, as amended, is attached. Mr. Borbely will continue to seek comments from PTAs, principals and the DCPS volunteer coordinator prior to the May 11 ANC meeting.

There was brief discussion about expanding the universe of schools the committee will focus on, to include the non-neighborhood schools, including possibly charter schools and citywide special education schools such as Prospect Learning Center. There was insufficient time to finish this discussion; it will be continued next month.

The ANC had referred another item to the committee: "consideration of DCPS school utilization data and charter school co-location opportunities." This item was on the agenda, but the committee has not yet had a chance to consider it.

The proposed School Closings List is due to be released by DCPS on May 15. The next Schools & Libraries committee meeting will be on May 24, at 7pm, at Miner Elementary School.



Text of Hamilton Center Petition

We, the undersigned members of the Hamilton community, are opposed to the merger of Hamilton Center and the Ludlow-Taylor School because we do not believe it to be in the best interest of our students. We do not oppose inclusion or the idea of a merger, however, for the following reasons, we feel that the proposed union does not take into account the potential for an outcome that is very detrimental to our students. The following information is taken from a 4/21/06 presentation about the merger given by principals, Dr. Presswood and Ms. Kinsler to the staff from the two programs, Mr. Snipes and Mr. Millet (Assistant Superintendents for the two schools).

1. The merger will involve 60 emotionally disturbed (ED) students being immediately placed in 12 inclusion classrooms (five ED and 15 regular ed students in each). At this time there are no Hamilton students in grades K-5 who are identified as "ready" for transition to a less restrictive environment. Ms. Kinsler noted that the ED students might come from another program, which would mean that some Hamilton students would be transferred from the program where they have established therapeutic and peer relationships, to another special education center. If students are placed in an inclusion program before they are ready, they will likely lose what ever gains they have made thus far.
2. Hamilton students involved in inclusion will be placed in rooms with a total of 20 students, a full-time regular ed teacher, and a special education teacher and a behavior tech each of whom divide their time between two classes. Typically, when students transition to a less restrictive environment, they receive their academics in small classes from a full-time special education teacher, and receive their special subjects (art, science etc.) with the regular ed population. Our students will shift from a 5:1 ratio (at Hamilton) to a 10:1 ratio (Ludlow-Hamilton) before they are ready to do so. ED students are characterized by low frustration tolerance, low self-esteem, and poor attending skills; to expect them to appropriately wait for staff (who are inexperienced with special needs students) to provide support with their academic subjects is unrealistic; few of them are able to wait their turn in special ed classes with just ten students.
3. Sixty Hamilton students will be placed in six self-contained classrooms. The Ludlow-Taylor staff expressed concerns about lack of space for 120 ED students in their building. Dr. Presswood noted that the two sixth grade classrooms will be empty and available, but Mr. Snipes was very clear that the sixth grade will remain at Ludlow-Taylor until 2007-08 when the sixth grade is eliminated from the primary schools system wide. Dr. Presswood also noted that other self-contained classrooms would be housed in three or four "storage closets." Tiny rooms with no windows, ventilation, heat or air conditioners, are designed for warehousing inanimate objects, not our children with special needs.
4. The proposal identified that self-contained students would transition into the inclusion classes within an eight week cycle. Most of Hamilton's students have been in our program working on their academic and social/emotional goals for two to four years. To expect them to suddenly be ready to transition is unrealistic. Additionally, the proposal made no mention of what this would do to the student/teacher ratio in the inclusion classrooms. Hamilton students only stand to gain improved access to inclusion with the general education population. Although this is significant, we believe the current proposal does not offer inclusion in a safe and potentially successful manner.



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School Needs Survey

School: _____

Your name (optional): _____

Title/Position _____

Grade you teach: Pre K K 1st 2nd 3rd 4th 5th 6th 7th 8th 9th 10th 11th 12th N/A

Subject you teach: _____

Please use the following scale to respond to the statements below. Circle the number that most closely reflects your experience.

1-Strongly Agree; 2-Somewhat Agree; 3-Somewhat Disagree; 4-Strongly Disagree; NA-Not Applicable

1. I think the neighborhood surrounding this school should take more interest in the local schools. 1 2 3 4 NA

2. I could use the assistance of a neighborhood volunteer. 1 2 3 4 NA

3. How helpful would it be if a neighborhood volunteer could assist with the activities listed below? Please rank the following in terms of importance, **1** being most important and **4** being least important.

Reading to students 1 2 3 4

Assistance on Field Trips 1 2 3 4

Administrative Support 1 2 3 4

Recess Duty 1 2 3 4

Lunch Duty 1 2 3 4

Tutoring Students 1 2 3 4

Getting speakers or entertainment for school events 1 2 3 4

Leading an after school activities club, such as chess, drama, or a nature club 1 2 3 4

4. Briefly describe how a volunteer could be of use to you:



**Transportation Committee Meeting Minutes
Community Room of Capitol Hill Towers (900 G Street NE)
April 24, 2006**

Committee members in attendance: Lance Brown, Aryeh Fishman, Jennifer Flather, Ken Granata, DeLania Hardy, Diane Hoover, Victor McKoy, Warner Sterling and Omar Mahmud (Chair)
Committee members absent: Maureen Benitz, Bill Bird, LaVerne Law and William McColl

- I. Call meeting to order at approximately 7:10 pm
- II. Introductions
- III. Select recorder of meeting minutes
 - a. Claire Rodriguez: Although she is not currently a member of the committee, the committee unanimously approved Ms. Rodriguez to fill this crucial position.
- IV. Community Comment
 - a. Ken Granata asked what it is the Committee does?
 - i. Omar Mahmud informed him the committee has been tasked with thoughtfully considering transportation-related issues impacting ANC 6A, hearing community comment on these issues and making well-informed recommendations to the ANC 6A Commissioners. In addition, Mr. Mahmud informed Mr. Granata that the committee's mandate is for one year and that these issues were initially handled by the Economic Development & Zoning Committee, but with the coming streetscape improvement plan and streetcar implementation, it was decided transportation matters should be handled by a separate committee.
 - b. Someone informed the committee the Farmers Market opens May 6 and remains open until end of October. (6th and H St NE)
 - c. Traffic
 - i. Community members commented on the following Capitol Hill traffic issues:
 1. Traffic on Constitution/C St really fast
 2. Commuters in general drive really fast
 3. Current plan for traffic reduction: have people park at RFK and Metro into work
 - a. There will be a new plan announced in May
 4. The committee informed attendees Chris Delfs from DDOT gave an update on the Capitol Hill Transportation Study at the last committee meeting in March, but few committee members know much about the traffic study since many weren't at the last meeting
 5. In January, DDOT hosted a meeting regarding whether Constitution should have a special rush hour switching lane
 - ii. There are probably 40 or more transportation studies of DC on the DDOT website
 - iii. Ken Granata agreed to be the committee point person on community traffic concerns and the committee unanimously approved. He will gather additional



information and report his progress at the next meeting in May

1. It was suggested the committee make its own map with our ANC's own traffic concerns, then compare it to maps previously created by the city
- iv. Speeding & Trucks
 1. 14th and E a concern, but members of the community reported heavy traffic all along 14th
 2. Lots of large trucks going through residential neighborhood streets, should this be allowed? The trucks also speed
 3. People have requested action from police and have yet to receive any response
 - v. Policing
 1. Someone recommended we look into implementing photo taking speed measurers, or start doing something to measure how fast people are going
- V. Updates
- a. H Street Streetscape Improvement: Construction scheduled to begin in the Fall at the earliest and will last a year to a year and a half, but we don't know exactly where along the corridor construction will start. Our last update from Karina Ricks was that this decision will partly be based on PEPCO's decision to install new utility lines along H Street.
 - b. Streetcar: Based on the latest update from Ms. Ricks, the tracks will be laid along the H Street/Benning Road corridor during streetscape construction, from 3rd St NE to Oklahoma Ave NE. The eventual goal is for the line to connect the Minnesota Ave and Union Station metro stations (and further down the road, the goal is to extend the line beyond Union Station heading West through the city). However, at this time, it's unclear how the streetcar will "connect" with these stations. Regarding Union Station, there are three options being considered:
 - i. Over the Hopscotch: Running a streetcar line over this bridge will require costly improvements to the bridge's infrastructure since it cannot support the weight of streetcar infrastructure over it now
 - ii. Under the Union Station tracks: This option would require DDOT to put into use the old H St underpass which has not been used since the Hopscotch bridge was built. There has been talk of a pedestrian only tunnel leading from the metro station to somewhere outside of Union Station, but it's not clear where it opens up (1st St NE, H St NE or 2nd St NE)
 - iii. Alongside the Hopscotch Bridge: Apparently DDOT has access to a right of way along the South side of the Hopscotch Bridge that may be utilized for running the streetcar line to 2nd St. NE. Again, it's not clear if the pedestrian tunnel could be used for this option as well.
 - c. Omar: No action items on this at the moment, just wanted to update everyone on where we are
- VI. New Business
- a. Proposed cuts to metro bus service: X6 and D6 lines
 - i. Metro proposes to shut down late night service for the D6 line
 1. Community concern was raised about these cuts and how they would



- impact Metro riders' ability to get around the city in the late hours.
2. Members of the committee suggested these cuts may be a useful means of diverting resources to other parts of the Metro system where additional service is needed, as Metro has suggested.
 3. The committee recommended someone be appointed as the point person to gather additional information on this issue so the committee could make an informed recommendation.
 - a. Claire Rodriguez agreed to be the point person on this issue. The committee unanimously approved and recommended she report back at the next meeting in May with more information
 - ii. X6 line to be eliminated for weekend service
 1. community members against these cuts were not at the meeting
 2. The committee recommended Ms. Rodriguez be the point person on this issue as well.
 - a. Ms. Rodriguez agreed to obtain additional information and report back at the next meeting in May
 - b. Streetscape sidewalk material options: The committee and members of the community viewed color pictures of the options DDOT is currently considering for the H St/Benning corridor and discussed the pros and cons of each option.
 - i. London pavers: Shows gum and wear and tear more over time, but seems easier to clean than concrete aggregate.
 - ii. Aggregate: Appears to hide gum and wear and tear better than the pavers option, but a member of the community suggested it could be bad for wheel chairs and elderly pedestrians over the long run. Jennifer Flather pointed out that any material the city uses must be ADA compliant so this concern may be mitigated. DeLania Hardy suggested we still may want to consider the impact this surface has on the elderly and handicapped, even if it is ADA compliant. Omar Mahmud expressed concern about the ability to clean gum from the aggregate surface. Karina Ricks informed him she has yet to hear back from the person at DDOT that can answer this question.
 - iii. Brick: not an option being considered by DDOT at this point.
 - iv. Action: The committee voted in favor of recommending the ANC endorse the London pavers option (6 for, 2 against, 1 abstention), but some expressed concern with not having more information this issue (e.g. the potential impact aggregate would have on handicap and elderly pedestrians and the gum issue)
 - c. DDOT/HSMS Coordination re: Streetscape Improvements: Representatives from DDOT and HSMS were not in attendance so discussion was unnecessary.
 - d. RFK Zone Buffer Area – Parking
 - i. Residents have complained about parking restrictions in the RFK enforcement zone because their neighborhood, which is currently lacks a parking zone designation, loses much of its parking during events at RFK stadium
 - ii. Chris Delfs from DDOT has informed Omar Mahmud that the best course for community members in this situation is to petition to have their block designated Zone 6 parking.
 - iii. Action Item: The committee discussed the matter and unanimously agreed the ANC should recommend the approach outlined by DDOT on this matter.



- e. Resident Traffic Complaints (dealt with under Community Comment, Section IV)
 - i. 14th and E
 - ii. 8th Street
 - f. Joint Effort with Public Safety Committee to request increased WMATA PD Presence at 8th and H
 - i. Members of the committee and community members described this intersection as a very dangerous area. Attendees described incidents involving violent crime, panhandlers, threats against people, and a woman who has taken up residence in one of the bus shelters.
 - ii. Omar Mahmud informed the committee he attended the last Public Safety Committee meeting where this topic was discussed. At that meeting, it was suggested WMATA PD may be partially responsible for policing this area since many of the problems at this intersection spillover from the buses that cross this major transfer point. He further recommended that we assign someone to be the point person on this topic, and be responsible for working with the Public Safety Committee and PSA 102.
 - iii. Diane Hoover agreed to serve as the point person on this issue and the committee unanimously approved.
 - g. New Bus Shelter Design
 - i. Omar Mahmud informed the committee he attended the Bus Shelter Open House hosted by the city. There he learned the city is considering whether to use a separate bus shelter design for parts of the city that have been designated historic districts. Other parts of the city would use another design which, according to Mr. Mahmud, is more modern.
 - 1. Mr. Mahmud discussed whether we should consider asking the city to utilize the historic design for H Street given there is discussion of extending the Capitol Hill historic district to H Street some time in the future.
 - 2. Unfortunately, Mr. Mahmud was unable to obtain pictures of the bus shelter designs to show the committee.
 - 3. Although the committee was unable to determine which design it liked more without pictures, it preliminary expressed favor for a distinct design in historic areas like Capitol Hill and, further, is in favor of a historic bus shelter design for the H Street corridor.
 - 4. However, the committee agreed it would need more information before making a final recommendation, especially considering it needs to explore issues such as upkeep and maintenance between the two options.
 - 5. Omar Mahmud agreed he would try to obtain more information for the May meeting.
- VII. Assign Tasks/Duties for Committee Members: See above
- VIII. Additional Community Comment: None
- IX. Adjourn meeting: 8:40 pm



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Box 75115
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January 18, 2006

Board of Zoning Adjustment
441 4th St, NW, Suite 210
Washington, DC 20001

Re: Letter of Authorization

Dear Board Members,

At the regularly scheduled and properly noticed meeting on January 12, 2006, Advisory Neighborhood Commission 6A voted to appeal the administrative decision of the Department of Consumer and Regulator Affairs Zoning Administrator to approve a certificate of occupancy (CO-106898) to Adams Family Restaurants, Inc, trading as *Birdland 4Sisters Cuisine* located at 1118 H Street, NE.

Please be advised that Commissioner Fengler, Richard Luna and Commissioner Cody Rice are authorized to act on behalf of ANC 6A for the purposes of this appeal.

Sincerely,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A